

Petitioner Young, Stephanie A. (Pro Per Petitioner)

## Petition for Termination of Guardianship

|            |               |  |   |   |
|------------|---------------|--|---|---|
|            |               | STEPHANIE A. YOUNG, mother, is Petitioner. | <b>NEEDS/PROBLEMS/COMMENTS:</b>   |   |
|            |               | LORI STEINMAN, maternal grandmother,       |   |   |
|            |               | ELIZABETH VERDUZCO, paternal               | 1. Need <i>Notice of Hearing</i> .  |   |
|            |               | grandmother, and AGUSTIN C. VERDUZCO,      |   |   |
| Cont. from |               | paternal grandfather, were appointed Co-   | 2. Need proof of service by mail of the <i>Notice of Hearing</i> with a copy of the <i>Petition for Termination of Guardianship</i> , or <i>Consent to Termination and Waiver of Notice</i> , or a <i>Declaration of Due Diligence</i> , for: |   |
|            | Aff.Sub.Wit.  | Guardians on 7/23/2003.                    |   |   |
| ✓          | Verified      | ~Please see Petition for details~          | <ul style="list-style-type: none"> <li>• Lori Steinman, Guardian;</li> <li>• Elizabeth Verduzco, Guardian;</li> <li>• Agustin C. Verduzco, Guardian;</li> <li>• Agustin Verduzco, Jr., father;</li> <li>• Samantha A. Young, Ward.</li> </ul> |   |
|            | Inventory     |  |   |   |
|            | PTC           |  |   |   |
|            | Not.Cred.     |  |   |   |
|            | Notice of Hrg |  |   | X |
|            | Aff.Mail      |  |   | X |
|            | Aff.Pub.      |  |   |   |
|            | Sp.Ntc.       |  |   |   |
|            | Pers.Serv.    |  |   |   |
|            | Conf. Screen  |  |   |   |
|            | Letters       |  |   |   |
|            | Duties/Supp   |  |   |   |
|            | Objections    |  |   |   |
|            | Video Receipt |  |   |   |
| ✓          | CI Report     |  |   |   |
| ✓          | Clearances    |  |   |   |
| ✓          | Order         |  |   |   |
|            | Aff. Posting  |  |   |   |
|            | Status Rpt    |  |   |   |
|            | UCCJEA        |  |   |   |
|            | Citation      |  |   |   |
|            | FTB Notice    |  |   |   |
|            |               |  | Reviewed by: LEG  |   |
|            |               |  | Reviewed on: 9/22/15  |   |
|            |               |  | Updates: 9/23/15  |   |
|            |               |  | Recommendation:   |   |
|            |               |  | File 1 – Young  |   |

**2 Raffi Leon George (Estate) Case No. 04CEPR01552****Attorney Simonian, Jeffrey D (for Leon Y. George and Armen L. George – Administrators)****Probate Status Hearing Re: Failure to File the Inventory and Appraisal and for  
Failure to File a First Account or Petition for Final Distribution**

|   |   |   |
|---|---|---|
|   | <b>LEON Y. GEORGE</b> , father, and <b>ARMEN L. GEORGE</b> , brother, were appointed as Co-Administrators with Full IAEA without bond and Letters issued on 1-25-05.  | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><b>Minute Order of 08/24/2015:</b><br>Counsel represents that the IRS issues has been resolved, that he is working on the Franchise Tax Board claim, and that the Petition for Final Distribution will be filed on waiver of account. Additionally, he will need to open a Probate for the father, and is working on ascertaining the location of funds in a brokerage account. If the petition is not filed at least two court days prior to 09/28/2015, then a verified status report must be filed/ will come off calendar if the petition is filed.<br><br>1. Need First Account or Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties. |
|   |   |   |
|   |   |   |
|   |   |   |
|   |   |   |
| <b>Cont. from: 061515, 071615, 082415</b> |   |   |
| <b>Aff.Sub.Wit.</b>                       |   |   |
| <b>Verified</b>                           |   |   |
| <b>Inventory</b>                          |   |   |
| <b>PTC</b>                                |   |   |
| <b>Not.Cred.</b>                          |   |   |
| <b>Notice of Hrg</b>                      |   |   |
| <b>Aff.Mail</b>                           |   |   |
| <b>Aff.Pub.</b>                           |   |   |
| <b>Sp.Ntc.</b>                            |   |   |
| <b>Pers.Serv.</b>                         |   |   |
| <b>Conf. Screen</b>                       |   |   |
| <b>Letters</b>                            |   |   |
| <b>Duties/Supp</b>                        |   |   |
| <b>Objections</b>                         |   |   |
| <b>Video Receipt</b>                      |   |   |
| <b>CI Report</b>                          |   |   |
| <b>9202</b>                               |   |   |
| <b>Order</b>                              | <p><b>Inventory and Appraisal Partial No. 1</b> was filed on <b>01/09/2015</b> indicating real property valued at \$160,000.00 and personal property valued at \$1,500.00.</p> <p><b>Final Inventory and Appraisal Partial No. 2</b> was filed <b>04/20/2015</b> indicating personal property valued at \$139,728.83</p> <p>No accounting or petition for final distribution was ever filed pursuant to Probate Code §12200.</p> <p>Minute Order of 04/20/2015 set this status hearing. Minute Order states: Mr. Simonian represents that he has the completed Final Inventory and Appraisal with him and he will file it directly after this proceeding. Mr. George requests 45 days; the OSC is vacated. If the petition is filed at least two court days prior, then no appearance is necessary on 06/15/2015.</p> <p><b>Status Report filed 07/10/2015 for previous status hearing states</b> Co-Administrator, Leon Y George died on 04/10/2015. Armen L. George continues as the surviving Co-Administrator of the Decedent's estate. An Inventory and Appraisal – Partial No. 1 listing the real property and personal effects of the Decedent has been completed and returned by the Probate Referee and has been filed with this Court. The Inventory and Appraisal – Partial No. 2 (Final) listing the securities held by the Decedent at date of death has been completed and returned by the Probate Referee and has been filed with this Court. The decedent's personal income tax returns for the calendar year ending 2004 have been completed and filed.</p> <p><b>Please see additional page</b></p> |   |
| <b>Aff. Posting</b>                       |   | <b>Reviewed by: LV</b>  |
| <b>Status Rpt</b>                         |   | <b>Reviewed on: 09/23/2015</b>  |
| <b>UCCJEA</b>                             |   | <b>Updates:</b>   |
| <b>Citation</b>                           |   | <b>Recommendation:</b>  |
| <b>FTB Notice</b>                         |   | <b>File 2 - George</b>  |

**Continued from previous page:** The Franchise Tax Board and Internal Revenue Service are still processing the returns and are at the present time unable to provide information to determine the tax liabilities, penalties and interest associated with the Decedent's final personal income tax returns which is necessary for filing the Petition for Final Distribution. Attached are copies of correspondence to the Internal Revenue Service and the Franchise Tax Board requesting information concerning the expected processing times for the returns and when it can be expected that a determination of the outstanding tax liabilities, penalties and interest owed by the Decedent's estate associated with the Decedent's final personal income tax returns can be made. No communications from either the Internal Revenue Service or the Franchise Tax Board have been received concerning Attorney Simonian's request.

Additional time is needed to close the Decedent's estate to allow for the processing of these returns so that the final tax liabilities of the Decedent can be determined and to allow for resolution of the claim of the Franchise Tax Board. It is anticipated that these issues can be resolved and the Petition for Final Distribution filed within the next 6 weeks.

|  |  |   |
|--|--|---|
| <b>DOD: 10-7-06</b>                                      | <b>DORIS ELAINE RACKLEY</b> , Sister, was appointed Administrator with Full IAEA without bond and Letters issued on 8-28-07. | <b>NEEDS/PROBLEMS/COMMENTS:</b>   |
|  |  |   |
|  |  | <b>Note:</b> This decedent is an heir to the Estate of Herbert C. Hamby, case no. 07CEPR00788. It appears that this decedent's 1/3 interest in the real property has not yet been distributed to this estate from the Estate of Herbert C. Hamby which is the current owner of 100% interest in the property. <b>The status hearing on Herbert Hamby's estate has been continued to 11/16/15.</b>   |
| <b>Cont. from 111513, 022114, 061314, 092914, 033015</b> | <b>On 11-15-13</b> , the Court removed Doris Rackley and appointed the <b>PUBLIC ADMINISTRATOR</b> .                         |   |
| <b>Aff.Sub.Wit.</b>                                      |  | <b>1. Need petition for final distribution or current written status report</b> pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties.<br><br><b>Note:</b> The Decedent Irene Hamby's will devises her estate to her nephews Brian Rackley and Kevin Rackly. |
| <b>Verified</b>  |  |   |
| <b>Inventory</b>   |  |   |
| <b>PTC</b>   |  |   |
| <b>Not.Cred.</b>   |  |   |
| <b>Notice of Hrg</b>                                     |  |   |
| <b>Aff.Mail</b>  |  |   |
| <b>Aff.Pub.</b>  |  |   |
| <b>Sp.Ntc.</b>   |  |   |
| <b>Pers.Serv.</b>  |  |   |
| <b>Conf. Screen</b>                                      |  |   |
| <b>Letters</b>   |  |   |
| <b>Duties/Supp</b>                                       |  |   |
| <b>Objections</b>  |  |   |
| <b>Video Receipt</b>                                     |  |   |
| <b>CI Report</b>   |  |   |
| <b>9202</b>  |  |   |
| <b>Order</b>   |  |   |
| <b>Aff. Posting</b>                                      |  |   |
| <b>Status Rpt</b>  |  |   |
| <b>UCCJEA</b>  |  |   |
| <b>Citation</b>  |  |   |
| <b>FTB Notice</b>  |  | <b>Reviewed by:</b> skc/ KT for 9/28/15.<br><b>Reviewed on:</b> 9/24/15<br><b>Updates:</b><br><b>Recommendation:</b><br><b>File 3 – Hamby</b>   |

Attorney  
Attorney

Barron, Richard B.  
Waite, Richard R.

Petition of Trustee for Settlement of Fifth Account Current and for Allowance of  
Fees and Expenses to the Trustee and Its Counsel

|            |               |  |  |
|------------|---------------|--|--|
| Age:       |               |  | NEEDS/PROBLEMS/COMMENTS:   |
| DOD:       |               |  |  |
|            |               |  |  |
|            |               |  |  |
| Cont. from |               |  |  |
|            | Aff.Sub.Wit.  |  |  |
|            | Verified      |  |  |
|            | Inventory     |  |  |
|            | PTC           |  |  |
|            | Not.Cred.     |  |  |
|            | Notice of Hrg |  |  |
|            | Aff.Mail      |  |  |
|            | Aff.Pub.      |  |  |
|            | Sp.Ntc.       |  |  |
|            | Pers.Serv.    |  |  |
|            | Conf. Screen  |  |  |
|            | Letters       |  |  |
|            | Duties/Supp   |  |  |
|            | Objections    |  |  |
|            | Video Receipt |  |  |
|            | CI Report     |  |  |
|            | 9202          |  |  |
|            | Order         |  |  |
|            | Aff. Posting  |  |  |
|            | Status Rpt    |  |  |
|            | UCCJEA        |  |  |
|            | Citation      |  |  |
|            | FTB Notice    |  |  |
|            |               |  | <b><u>CONTINUED TO 10/13/15</u></b><br><b>Per request of Counsel</b> |
|            |               |  | Reviewed by:   |
|            |               |  | Reviewed on: 09/23/15  |
|            |               |  | Updates:   |
|            |               |  | Recommendation:  |
|            |               |  | File 4 – Martin  |

|  |               |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|--|---------------|--------------|--|---|----------|--|--|-----------|--|--|-----|--|--|-----------|--|---|---------------|--|---|----------|---|--|----------|--|--|---------|--|--|------------|--|--|--------------|--|--|---------|--|--|-------------|--|---|------------|--|--|---------------|--|--|-----------|--|--|------|--|---|-------|--|--|--------------|--|--|------------|--|--|--------|--|--|----------|--|--|------------|--|--|---|
| <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> Cont. from 050515,<br/>060215, 061215,<br/>072015, 082415 </div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td style="width: 10%;"></td><td style="width: 80%;">Aff.Sub.Wit.</td><td style="width: 10%;"></td></tr> <tr><td>✓</td><td>Verified</td><td></td></tr> <tr><td></td><td>Inventory</td><td></td></tr> <tr><td></td><td>PTC</td><td></td></tr> <tr><td></td><td>Not.Cred.</td><td></td></tr> <tr><td>✓</td><td>Notice of Hrg</td><td></td></tr> <tr><td>✓</td><td>Aff.Mail</td><td>W</td></tr> <tr><td></td><td>Aff.Pub.</td><td></td></tr> <tr><td></td><td>Sp.Ntc.</td><td></td></tr> <tr><td></td><td>Pers.Serv.</td><td></td></tr> <tr><td></td><td>Conf. Screen</td><td></td></tr> <tr><td></td><td>Letters</td><td></td></tr> <tr><td></td><td>Duties/Supp</td><td></td></tr> <tr><td>✓</td><td>Objections</td><td></td></tr> <tr><td></td><td>Video Receipt</td><td></td></tr> <tr><td></td><td>CI Report</td><td></td></tr> <tr><td></td><td>9202</td><td></td></tr> <tr><td>✓</td><td>Order</td><td></td></tr> <tr><td></td><td>Aff. Posting</td><td></td></tr> <tr><td></td><td>Status Rpt</td><td></td></tr> <tr><td></td><td>UCCJEA</td><td></td></tr> <tr><td></td><td>Citation</td><td></td></tr> <tr><td></td><td>FTB Notice</td><td></td></tr> </table> |               | Aff.Sub.Wit. |  | ✓ | Verified |  |  | Inventory |  |  | PTC |  |  | Not.Cred. |  | ✓ | Notice of Hrg |  | ✓ | Aff.Mail | W |  | Aff.Pub. |  |  | Sp.Ntc. |  |  | Pers.Serv. |  |  | Conf. Screen |  |  | Letters |  |  | Duties/Supp |  | ✓ | Objections |  |  | Video Receipt |  |  | CI Report |  |  | 9202 |  | ✓ | Order |  |  | Aff. Posting |  |  | Status Rpt |  |  | UCCJEA |  |  | Citation |  |  | FTB Notice |  | <p><b>DAVID A. ROBERTS</b>, Attorney for Former Conservator David J. St. Louis, and subsequently Former Successor Conservator Joan St. Louis, is Petitioner.</p> <p><b>Petitioner has previously requested and been paid a total of \$29,414.00</b> for work from October 2011 through December 2013.</p> <p><b>Petitioner requests compensation in the total amount of \$52,217.10</b> consisting of fees of \$50,120.00 and costs of \$2,097.10 for the period 1/1/14 through 2/20/15.</p> <p>Services include numerous attorney-client related personal and telephonic conferences with Mrs. St. Louis, Attorneys Deborah Boyett, Paul Chambers, Stefanie Krause, and Leigh Burnside, preparing and assisting in the accountings submitted, attendance at the hearing on that accounting and the objections thereto, evaluating and dealing with issues surrounding a failure to pay estimated taxes for the Conservatee, time spent on a conservatorship challenge, analyzing and evaluating the accounting prepared by Wells Fargo regarding the Bingham Administrative Trust, which appeared to subsume the Survivor's Trust, the Marital Exempt and Non-Exempt Trusts and the Exemption Trust.</p> <p>Petitioner's itemization includes 156.90 attorney hours @ \$300/hr and 27.30 paralegal hours @ \$100-120/hr.</p> <p>Costs include filing fees, certified letters, telephonic appearances, and photocopies.</p> <p>Petitioner states all cash assets of the Conservatee, \$110,708.97, held by Mrs. St. Louis as conservator were transferred to Randy Grace as conservator on 1/2/15.</p> <p><b>Objections were filed by Randy Grace, current Conservator of the Person and Estate on 6/2/15.</b></p> <p style="text-align: center;"><u><b>ADDITIONAL PAGES OMITTED</b></u></p> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u><b>CONTINUED TO 11/3/15</b></u></p> <p>Per Minute Order 8/24/15, to trail the new accounting filed by Mr. Magness.</p> <p><u><b>Note:</b></u> Deborah Boyett, Court appointed attorney for Conservatee, filed Notice of Non-Opposition on 5/29/15.</p> <p><b>1. Petitioner requests compensation from the conservatorship estate for services in connection with the conservatee's trust. The Court may require clarification or payment from the trust rather than the conservatorship estate.</b></p> <div style="border: 1px solid black; padding: 5px; margin-top: 10px;"> <p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 9/24/15</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 5A - Bingham</b></p> </div> |
|  | Aff.Sub.Wit.  |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
| ✓  | Verified      |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Inventory     |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | PTC           |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Not.Cred.     |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
| ✓  | Notice of Hrg |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
| ✓  | Aff.Mail      | W            |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Aff.Pub.      |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Sp.Ntc.       |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Pers.Serv.    |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Conf. Screen  |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Letters       |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Duties/Supp   |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
| ✓  | Objections    |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Video Receipt |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | CI Report     |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | 9202          |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
| ✓  | Order         |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Aff. Posting  |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Status Rpt    |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | UCCJEA        |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | Citation      |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |
|  | FTB Notice    |              |  |   |          |  |  |           |  |  |     |  |  |           |  |   |               |  |   |          |   |  |          |  |  |         |  |  |            |  |  |              |  |  |         |  |  |             |  |   |            |  |  |               |  |  |           |  |  |      |  |   |       |  |  |              |  |  |            |  |  |        |  |  |          |  |  |            |  |  |   |

**5B**  
**Attorney**

**Wanda H. Bingham (CONS/PE)** **Cas**  
**Roberts, David A. (for Joan St. Louis – Former Conservatee)**

Case No. 11CEPR00949

**Third Amended First and Final Account and Report of Conservator and Petition for Allowance of Compensation to Conservator and Attorneys' Fees and Costs**

|                           |               |   |   |   |
|---------------------------|---------------|---|---|---|
|                           |               |   | <b>JOAN ST. LOUIS</b> , Former Conservator with bond of \$50,000.00, is Petitioner. | <b>NEEDS/PROBLEMS/</b><br><b>COMMENTS:</b><br><br><b><u>OFF CALENDAR</u></b><br><br>Fourth Amended Account filed 9/22/15 is set for hearing on 11/3/15. |
|                           |               |   |   |   |
|                           |               |   |   |   |
|                           |               |   |   |   |
| Cont. from 072015, 082415 |               |   |   |   |
|                           | Aff.Sub.Wit.  |   |   |   |
| ✓                         | Verified      |   |   |   |
|                           | Inventory     |   |   |   |
|                           | PTC           |   |   |   |
|                           | Not.Cred.     |   |   |   |
| ✓                         | Notice of Hrg |   |   |   |
| ✓                         | Aff.Mail      | W |   |   |
|                           | Aff.Pub.      |   |   |   |
|                           | Sp.Ntc.       |   |   |   |
|                           | Pers.Serv.    |   |   |   |
|                           | Conf. Screen  |   |   |   |
|                           | Letters       |   |   |   |
|                           | Duties/Supp   |   |   |   |
| ✓                         | Objections    |   |   |   |
|                           | Video Receipt |   |   |   |
|                           | CI Report     |   |   |   |
| ✓                         | 2620(c)       |   |   |   |
| ✓                         | Order         |   |   |   |
|                           | Aff. Posting  |   |   |   |
|                           | Status Rpt    |   |   |   |
|                           | UCCJEA        |   |   |   |
|                           | Citation      |   |   |   |
|                           | FTB Notice    |   |   |   |
|                           |               |   | Reviewed by: skc  |   |
|                           |               |   | Reviewed on: 9/24/15  |   |
|                           |               |   | Updates:  |   |
|                           |               |   | Recommendation:   |   |
|                           |               |   | File 5B – Bingham   |   |

**5B**

Attorney Boyajian, Thomas M. (for Conservator Irene V. Santos)

## Probate Status Hearing Re: Filing of the Final Account of the Conservatorship

|                          |   |   |  |
|--------------------------|---|---|--|
| <b>DOD: 12/8/2014</b>    |   | <b>IRENE V. SANTOS</b> , daughter, was appointed Conservator of the Person and Estate on <b>11/8/2012</b> with bond set at <b>\$123,895.00</b> .  | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |
|                          |   |   |  |
| <b>Cont. from 082415</b> |   | <b>Orders Regarding First Account, Approval of Sale of Depreciating Property, Approval and Allowance for Conservator's and Attorney's Compensation filed 2/26/2015</b> set this status hearing on 8/24/2015 for the filing of the final account of the Conservatorship. | <p><b>Continued from 8/24/2015.</b> Minute Order states counsel requests a continuance; no appearance is necessary on 9/28/2015 if the petition is filed at least two court days prior.</p> <p>1. Need final account of the Conservatorship estate, or a verified status report and proof of service of notice of the status hearing with a copy of the status report to all interested parties pursuant to Local Rule 7.5(B).</p> |
| <input type="checkbox"/> | <b>Aff.Sub.Wit.</b>                                   |   |  |
| <input type="checkbox"/> | <b>Verified</b>                                       |   |  |
| <input type="checkbox"/> | <b>Inventory</b>                                      |   |  |
| <input type="checkbox"/> | <b>PTC</b>  |   |  |
| <input type="checkbox"/> | <b>Not.Cred.</b>                                      |   |  |
| <input type="checkbox"/> | <b>Notice of Hrg</b>                                  |   |  |
| <input type="checkbox"/> | <b>Aff.Mail</b>                                       |   |  |
| <input type="checkbox"/> | <b>Aff.Pub.</b>                                       |   |  |
| <input type="checkbox"/> | <b>Sp.Ntc.</b>  |   |  |
| <input type="checkbox"/> | <b>Pers.Serv.</b>                                     |   |  |
| <input type="checkbox"/> | <b>Conf. Screen</b>                                   |   |  |
| <input type="checkbox"/> | <b>Letters</b>  |   |  |
| <input type="checkbox"/> | <b>Duties/Supp</b>                                    |   |  |
| <input type="checkbox"/> | <b>Objections</b>                                     |   |  |
| <input type="checkbox"/> | <b>Video Receipt</b>                                  |   |  |
| <input type="checkbox"/> | <b>CI Report</b>                                      |   |  |
| <input type="checkbox"/> | <b>9202</b>   |   |  |
| <input type="checkbox"/> | <b>Order</b>  |   |  |
| <input type="checkbox"/> | <b>Aff. Posting</b>                                   |   |  |
| <input type="checkbox"/> | <b>Status Rpt</b> <input checked="" type="checkbox"/> |   |  |
| <input type="checkbox"/> | <b>UCCJEA</b>   |   |  |
| <input type="checkbox"/> | <b>Citation</b>                                       |   |  |
| <input type="checkbox"/> | <b>FTB Notice</b>                                     |   |  |
|                          |   |   | <b>Reviewed by:</b> LEG  |
|                          |   |   | <b>Reviewed on:</b> 9/22/15  |
|                          |   |   | <b>Updates:</b>  |
|                          |   |   | <b>Recommendation:</b>   |
|                          |   |   | <b>File 6 – Murillo</b>  |



|   |  |  |
|---|--|--|
| <b>DOD: 1-22-13</b>                     | <b>GWEN G. HEMMINGER</b> , Daughter, was appointed Administrator with Full IAEA with bond of \$550,000.00 on 5-1-13. Bond was filed and Letters issued 6-26-13.  | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |
|   |  | <b>Note: The Administrator resides in Florida.</b>   |
| <b>Cont from 080114, 020215, 033015</b> | At the hearing on 5-1-13, the Court set a status hearing for the filing of the first account or petition for final distribution.   | <b>Continued from 3/30/15.</b> Minute Order states if the accounting is filed at least two court days prior, then no appearance is necessary on 9/28/15.   |
| <b>Aff.Sub.Wit.</b>                     |  | <b>Update: On 9/24/15, Attorney Knudson filed Notice of Motion and Motion to be relieved as Counsel, which motion is set for hearing on 11/4/15.</b>   |
| <b>Verified</b>                         |  |  |
| <b>Inventory</b>                        | <b>Former Status Report filed 3-26-15 states</b> a civil complaint was filed 2-10-15 in Gwen Hemminger, Administrator vs. Erma J. Marzette, et al, 15CECG00450. The case is being prosecuted by Kimberly Mayhew of Caswell Bell et al, on behalf of the estate, and advised that the case is "out for service." Litigation is proceedings. It is respectfully requested that administration continue; that the Court set further status as appropriate concerning the litigation, and for all other and proper orders. | 1. Need First Account/Petition for Final Distribution or current written status report pursuant to Local Rule 7.5 which states in all matters set for status hearing verified status reports must be filed no later than 10 days before the hearing. Status Reports must comply with the applicable code requirements. Notice of the status hearing, together with a copy of the Status Report shall be served on all necessary parties. |
| <b>PTC</b>                              |  |  |
| <b>Not.Cred.</b>                        |  |  |
| <b>Notice of Hrg</b>                    |  |  |
| <b>Aff.Mail</b>                         |  |  |
| <b>Aff.Pub.</b>                         |  |  |
| <b>Sp.Ntc.</b>                          |  |  |
| <b>Pers.Serv.</b>                       |  |  |
| <b>Conf. Screen</b>                     |  |  |
| <b>Letters</b>                          |  |  |
| <b>Duties/Supp</b>                      |  |  |
| <b>Objections</b>                       |  |  |
| <b>Video Receipt</b>                    |  |  |
| <b>CI Report</b>                        |  |  |
| <b>9202</b>                             |  |  |
| <b>Order</b>                            |  |  |
| <b>Aff. Posting</b>                     |  | <b>Reviewed by:</b> skc/KT for 9/28/15   |
| <b>Status Rpt</b>                       |  | <b>Reviewed on:</b> 9/23/15  |
| <b>UCCJEA</b>                           |  | <b>Updates:</b> 9/24/15  |
| <b>Citation</b>                         |  | <b>Recommendation:</b>   |
| <b>FTB Notice</b>                       |  | <b>File 7 – Green</b>  |

**8 Gene Ray Chance (Estate)****Case No. 13CEPR00612****Atty Standard, Donna M (for Walter Sherwood Chance – Petitioner – Executor)****First Account and Report of Status of Administrator of Estate**

|   |                      |  |  |
|---|----------------------|--|--|
| <b>DOD: 10/16/2011</b>  |                      | <b>WALTER SHERWOOD CHANCE</b> , Executor, is petitioner.   | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><b>Minute Order of 09/14/2015: Ms. Standard represents that the internet connection has been lost in Dunlap at this time; requests a continuance to address the defects.</b><br><br><b>Minute Order of 08/10/2015: If an amended petition is filed at least two court days prior, then no appearance is necessary.</b><br><br><b>As of 09/23/2015 an Amended Petition has not been filed. The following issues remain:</b><br><br>1. Need Amended Petition. The material facts have changed as evidenced in the corrected Inventory and Appraisal filed 08/03/2015. The two Supplements to the First Account and Report of Status of Administration that were filed in essence to clear the examiner notes have made following the information difficult. Need a concise new pleading served on all interested parties.<br><br><p align="center"><b><u>Please see additional page</u></b></p> <b>Reviewed by: LV</b><br><b>Reviewed on: 09/23/2015</b><br><b>Updates:</b><br><b>Recommendation:</b><br><b>File 8 - Chance</b> |
|   |                      | Account period: 07/12/2013- 01/31/2015   |  |
| <b>Cont. from 051915 063015, 070715, 072015, 081015, 091415</b> |                      | Accounting - <b>\$175,373.59</b><br>Beginning POH - <b>\$165,000.00</b><br>Ending POH - <b>\$173,960.16</b><br>(\$8,960.16 is cash)  |  |
| <input type="checkbox"/>  | <b>Aff.Sub.Wit.</b>  |  |  |
| <input checked="" type="checkbox"/>                             | <b>Verified</b>      | Executor – Not requested at this time  |  |
| <input checked="" type="checkbox"/>                             | <b>Inventory</b>     | Attorney – Not requested at this time  |  |
| <input type="checkbox"/>  | <b>PTC</b>           |  |  |
| <input checked="" type="checkbox"/>                             | <b>Not.Cred.</b>     | <b>Petitioner states:</b> the estate is not in a condition to be closed at the present time until a sale of real property has occurred.  |  |
| <input checked="" type="checkbox"/>                             | <b>Notice of Hrg</b> | At time of sale petitioner would request that upon confirmation of the sale and receipt of all proceeds from the sale of the real property that those funds be distributed pursuant to the Private Covenant/Contract which has been deemed the Last Will of Decedent, Gene Ray Chance. |  |
| <input checked="" type="checkbox"/>                             | <b>Aff.Mail</b>      | w/   |  |
| <input type="checkbox"/>  | <b>Aff.Pub.</b>      |  |  |
| <input type="checkbox"/>  | <b>Sp.Ntc.</b>       |  |  |
| <input type="checkbox"/>  | <b>Pers.Serv.</b>    |  |  |
| <input type="checkbox"/>  | <b>Conf. Screen</b>  |  |  |
| <input checked="" type="checkbox"/>                             | <b>Letters</b>       | 11/26/13   |  |
| <input type="checkbox"/>  | <b>Duties/Supp</b>   |  |  |
| <input type="checkbox"/>  | <b>Objections</b>    | <b>Wherefore:</b>  |  |
| <input type="checkbox"/>  | <b>Video Receipt</b> | 1. Petitioner requests the First Account and Report of Administrator be allowed and approved as filed;   |  |
| <input type="checkbox"/>  | <b>CI Report</b>     | 2. The costs of this proceeding be ordered paid by the estate in portions determined by the Court at the time of closing the estate.   |  |
| <input checked="" type="checkbox"/>                             | <b>9202</b>          | 3. For such other and further order the Court may deem just and proper.  |  |
| <input type="checkbox"/>  | <b>Order</b>         | x  |  |
| <input type="checkbox"/>  | <b>Aff. Posting</b>  |  |  |
| <input type="checkbox"/>  | <b>Status Rpt</b>    |  |  |
| <input type="checkbox"/>  | <b>UCCJEA</b>        |  |  |
| <input type="checkbox"/>  | <b>Citation</b>      |  |  |
| <input checked="" type="checkbox"/>                             | <b>FTB Notice</b>    |  |  |

2. Court order dated 09/20/2013 requires all estate funds are ordered to be placed in a blocked account. On 07/20/2015 the second Supplement to the First Account and Report of Status of Administration of Estate was filed. The declaration asserts that the cash amounts presently in the Estate are now held by Sabine State Bank and Trust in a blocked interest bearing account. The cash had previously been held in a regular account despite the Court's order which required all estates funds to be placed in a blocked account. It appears that the Court has never been provided a Blocking order. Need Order to Deposit Money into Blocked Account, mandatory Judicial Council Form MC-355 and Receipt for Blocked Account, mandatory Judicial Council form MC-356.
3. Petitioner's signature on the corrected Inventory and Appraisal filed 08/03/2015 appears to be a color copy and not an original signature as required.
4. Order appointing personal representative orders all funds of the estate to be placed in a blocked account. Accounting shows income from rents in the amount of \$9,000 and disbursements of \$1,988.33. Supplement to the First Account and Report of Status of Administration of the Estate filed 06/15/2015 states "the cash amounts presently in the Estate are held by Sabine Bank in a blocked interest bearing account" however there is no evidence of a receipt for blocked account having been filed with the court. Need proof of funds placed in a blocked account.
5. Need Order.

**Note: Executor was appointed with limited IAEA authority and funds to be placed into a blocked account. Any sale of real property would require court confirmation.**

**Note: If the petition is granted status hearings will be set as follows:**

- **Monday, 09/26/2016 at 9:00a.m. in Dept. 303** for the filing of the Second account and final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.

|                          |                      |  |  |
|--------------------------|----------------------|--|--|
|                          |                      | <b>LISA MUNSEY</b> , Daughter and Conservator of the Person and Estate with bond of \$61,581.00, is Petitioner.  | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |
|                          |                      |  |  |
| <b>Cont. from 082415</b> |                      | <b>Account period:</b>   | <ol style="list-style-type: none"> <li>The account indicates a balance on a credit card. Declaration filed 8/20/15 indicates that the balance originated prior to the conservatorship. Conservator continues to pay the <u>minimum</u> monthly payment rather than pay off in a lump sum as she did not want to deplete the conservatorship funds. If the Court wishes for this debt to be paid off in a different manner, Conservator states she is not adverse to selling personal property to pay off the card.</li> <li>Conservator's current bond of \$61,581.00 appears to be insufficient. Based on the value of the conservatee's assets, less the real property, plus annual income, plus cost of recovery, Examiner calculates that bond should be increased to at least \$100,716.12 (an increase of \$39,135.12) pursuant to Probate Code §2320(c)(4) and Cal. Rule of Court 7.207.<br/><br/><i>Declaration filed 8/20/15 states the additional bond will be issued upon court order.</i></li> </ol> |
|                          | <b>Aff.Sub.Wit.</b>  | <b>7/24/14 – 6/30/15</b>   |  |
| ✓                        | <b>Verified</b>      | Accounting: \$201,182.47   |  |
| ✓                        | <b>Inventory</b>     | Beginning POH: \$169,745.90  |  |
|                          | <b>PTC</b>           | Ending POH: \$171,047.74   |  |
|                          | <b>Not.Cred.</b>     | (\$7,516.91 cash plus various personal property, vehicles, furniture, jewelry, tools, and an annuity contract)   |  |
| ✓                        | <b>Notice of Hrg</b> | Conservator waives compensation  |  |
| ✓                        | <b>Aff.Mail</b>      | Attorney: \$1,000.00 (less than local rule)  |  |
|                          | <b>Aff.Pub.</b>      | Petitioner requests an order allowing and settling the account and report of conservator as filed and authorizing \$1,000.00 for legal services during the account period. |  |
|                          | <b>Sp.Ntc.</b>       |  |  |
|                          | <b>Pers.Serv.</b>    |  |  |
|                          | <b>Conf. Screen</b>  |  |  |
| ✓                        | <b>Letters</b>       |  |  |
|                          | <b>Duties/Supp</b>   |  |  |
|                          | <b>Objections</b>    |  |  |
|                          | <b>Video Receipt</b> |  |  |
|                          | <b>CI Report</b>     |  |  |
| ✓                        | <b>2620(c)</b>       |  |  |
| ✓                        | <b>Order</b>         |  |  |
|                          | <b>Aff. Posting</b>  |  |  |
|                          | <b>Status Rpt</b>    |  |  |
|                          | <b>UCCJEA</b>        |  |  |
|                          | <b>Citation</b>      |  |  |
|                          | <b>FTB Notice</b>    |  |  |
|                          |                      |  | <b>Note:</b> If granted, the Court will set a status hearing for the filing of the Second Account as follows: <ul style="list-style-type: none"> <li><u>If a one-year account is required</u>, Monday, August 29, 2016</li> <li><u>If a two-year account is required</u>, Monday, August 28, 2017</li> </ul> If the proper items are on file prior to the status hearing date pursuant to Local Rule 7.5, the status hearing will come off calendar.   |
|                          |                      |  | Reviewed by: skc   |
|                          |                      |  | Reviewed on: 9/24/15   |
|                          |                      |  | Updates:   |
|                          |                      |  | Recommendation:  |
|                          |                      |  | File 9 – Munsey  |

**10 Bruce John Anderson (Estate)****Case No. 14CEPR00176****Attorney Martinez, Philip A.; Smith, Sydney A. (for Petitioner Kirsten Amy Elves, Executor)****Petition for Settlement of First and Final Account, for Final Distribution, and for Allowance of Compensation for All services Rendered**

|                                     |                      |  |   |
|-------------------------------------|----------------------|--|---|
| <b>DOD: 1/14/2014</b>               |                      | <b>KIRSTEN AMY ELVES</b> , daughter and Executor, is Petitioner.   | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><b>Continued from 8/31/2015.</b> Minute Order states counsel reports that she is waiting on information from the bank. Counsel requests a continuance.<br><br><b>Note:</b> Supplement to Petition filed 9/23/2015 states the <i>Petition</i> originally requested reimbursement of costs in the amount of <b>\$1,365.00</b> , and that the additional <b>\$435.00</b> resulting in total costs of <b>\$1,800.00</b> now requested via the Supplement is "due to the cost of the filing of the <i>First and Final Account</i> , which was not identified in the <i>Petition</i> ." However, it appears the cost reimbursement should remain at <b>\$1,365.00</b> based upon the fact that the Attorney unnecessarily filed the accounting in two separate petitions: (1) the <i>Petition for Settlement of First and Final Account</i> , etc.; and (2) the <i>First and Final Account of Personal Representative of the Estate of Bruce John Anderson</i> . The separately-filed petitions, which is atypical and unnecessary, incurred two separate <b>\$435.00</b> filing fees, thereby increasing the costs of administration which appears more fairly borne by the Attorney rather than the heirs of the estate. Proposed order has been interlineated to deduct the extra <b>\$435.00</b> filing fee. |
|                                     |                      |  |   |
|                                     |                      | <b>Account period: 4/14/2014 – 7/1/2015</b>  |   |
|                                     |                      | Accounting - <b>\$252,823.35</b>   |   |
|                                     |                      | Beginning POH - <b>\$242,437.65</b>  |   |
| <b>Cont. from 083115</b>            |                      | Ending POH - <b>\$214,205.18</b><br>(\$174,205.18 cash)  |   |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>  |  |   |
| <input checked="" type="checkbox"/> | <b>Verified</b>      |  |   |
| <input checked="" type="checkbox"/> | <b>Inventory</b>     | Executor (statutory) - <b>\$8,048.75</b>   |   |
| <input checked="" type="checkbox"/> | <b>PTC</b>           |  |   |
| <input checked="" type="checkbox"/> | <b>Not.Cred.</b>     | Attorney (statutory) - <b>\$8,048.75</b>   |   |
| <input checked="" type="checkbox"/> | <b>Notice of Hrg</b> | Costs - <b>\$1,365.00</b><br>(filing fees, probate referee, publication, certified copies)   |   |
| <input checked="" type="checkbox"/> | <b>Aff.Mail</b>      |  |   |
|                                     | <b>Aff.Pub.</b>      |  |   |
|                                     | <b>Sp.Ntc.</b>       | Closing - <b>\$1,000.00</b><br>(for any liabilities including income tax deficiencies, penalties and interest; costs of arranging distribution of assets; preparation of and work with regard to income tax returns;)  |   |
|                                     | <b>Pers.Serv.</b>    |  |   |
|                                     | <b>Conf. Screen</b>  |  |   |
|                                     | <b>Letters</b>       | 041414   |   |
|                                     | <b>Duties/Supp</b>   |  |   |
|                                     | <b>Objections</b>    | <b>Petitioner states:</b>  |   |
|                                     | <b>Video Receipt</b> | <ul style="list-style-type: none"> <li>On 2/13/2015 she made preliminary distributions to Decedent's daughters [the 3 heirs] of <b>\$10,000.00</b> each pursuant to Probate Code § 10520 without loss to creditors or injury to the estate or any interested person;</li> <li>The estate remaining after the <b>\$30,000.00</b> in preliminary distributions exceeds <b>\$150,000.00</b> and all distributees under Decedent's Will received equal distributions;</li> </ul> |   |
|                                     | <b>CI Report</b>     |  |   |
| <input checked="" type="checkbox"/> | <b>9202</b>          |  |   |
| <input checked="" type="checkbox"/> | <b>Order</b>         |  |   |
|                                     | <b>Aff. Posting</b>  |  |   |
|                                     | <b>Status Rpt</b>    |  |   |
|                                     | <b>UCCJEA</b>        |  |   |
|                                     | <b>Citation</b>      |  |   |
| <input checked="" type="checkbox"/> | <b>FTB Notice</b>    |  |   |
|                                     |                      | <b>~Please see additional page~</b>  |   |
|                                     |                      |  | <b>Reviewed by:</b> LEG   |
|                                     |                      |  | <b>Reviewed on:</b> 9/22/15   |
|                                     |                      |  | <b>Updates:</b> 9/23/15   |
|                                     |                      |  | <b>Recommendation:</b>  |
|                                     |                      |  | <b>File 10 – Anderson</b>   |

**Distribution pursuant to Decedent's Will and to *Consent to Distribution* filed 7/17/2015 is to:**

- **JAMIE NICOLE CASTRO** – automobile, various personal property, **\$11,666.66** as cash value of 1/3 interest in real property, and 1/3 of remaining cash on hand consisting of **[\$43,247.56] cash;**
- **ALISON JORDAN ANDERSON** – various personal property, **\$1,333.33** as cash value of 1/3 interest in automobile, **\$11,666.66** as cash value of 1/3 interest in real property, and 1/3 of remaining cash on hand consisting of **[\$43,247.56] cash;**
- **KIRSTEN AMY ELVES** – various personal property, **\$1,333.33** as cash value of 1/3 interest in automobile, 100% interest in real property, and 1/3 of remaining cash on hand consisting of **[\$43,247.56] cash.**

Attorney  
Attorney  
Attorney

Teixeira, J. Stanley (court appointed for Conservatee)  
Howk, Robert L. (Petitioner – former attorney for conservators)  
Boyett, Deborah K. (for Melanie Welch & Melinda Murray – Conservators)

## Petition for Order to Pay Attorneys' Fees

|                                     |                      |   |   |
|-------------------------------------|----------------------|---|---|
| <b>Age: 83</b>                      |                      | <b>ROBERT L. HOWK</b> , former attorney for Conservators Melanie Welch and Melinda Murray, is Petitioner.   | <b>NEEDS/PROBLEMS/COMMENTS:</b>   |
|                                     |                      |   |   |
|                                     |                      | MELANIE WELCH and MELINDA MURRAY, daughters, were appointed Co-Conservators of the Person and Estate on 07/07/14.   | 1. Costs include \$71.00 to the Court clerk to obtain copies of the accounting filed by the Co-Conservators (in pro per). The Court may require more information about the necessity of this charge and its benefit to the conservatee or conservatorship estate. |
|                                     |                      |   |   |
| <b>Cont. from</b>                   |                      | Petitioner requests fees in connection with his representation of the co-conservators from 12/19/13 – 07/28/15.   |   |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>  |   |   |
| <input checked="" type="checkbox"/> | <b>Verified</b>      | Petitioner <b>asks that he be paid from the conservatorship estate for 69.7 hours at rates varying from \$300/hr. to \$280/hr. for attorney time and \$100/hr. for paralegal time.</b> Petitioner also <b>asks that he be reimbursed for costs expended on behalf of the conservators in the amount of \$1,176.50.</b> Total fees and costs requested are <b>\$11,234.50.</b> |   |
| <input type="checkbox"/>            | <b>Inventory</b>     |   |   |
| <input type="checkbox"/>            | <b>PTC</b>           | Services are itemized by date and include preparation of documents, review of documentation, communication and meetings with clients, communication with court appointed attorney for conservatee, court appearances, and coordination of care/facilitation of move of conservatee to a facility.   |   |
| <input type="checkbox"/>            | <b>Not.Cred.</b>     |   |   |
| <input checked="" type="checkbox"/> | <b>Notice of Hrg</b> |   |   |
| <input checked="" type="checkbox"/> | <b>Aff.Mail</b>      |   |   |
| <input type="checkbox"/>            | <b>Aff.Pub.</b>      |   |   |
| <input type="checkbox"/>            | <b>Sp.Ntc.</b>       |   |   |
| <input type="checkbox"/>            | <b>Pers.Serv.</b>    |   |   |
| <input type="checkbox"/>            | <b>Conf. Screen</b>  |   |   |
| <input type="checkbox"/>            | <b>Letters</b>       |   |   |
| <input type="checkbox"/>            | <b>Duties/Supp</b>   |   |   |
| <input type="checkbox"/>            | <b>Objections</b>    |   |   |
| <input type="checkbox"/>            | <b>Video Receipt</b> |   |   |
| <input type="checkbox"/>            | <b>CI Report</b>     |   |   |
| <input type="checkbox"/>            | <b>9202</b>          |   |   |
| <input checked="" type="checkbox"/> | <b>Order</b>         |   |   |
| <input type="checkbox"/>            | <b>Aff. Posting</b>  |   |   |
| <input type="checkbox"/>            | <b>Status Rpt</b>    |   |   |
| <input type="checkbox"/>            | <b>UCCJEA</b>        |   |   |
| <input type="checkbox"/>            | <b>Citation</b>      |   |   |
| <input type="checkbox"/>            | <b>FTB Notice</b>    |   |   |
|                                     |                      |   | <b>Reviewed by:</b> JF  |
|                                     |                      |   | <b>Reviewed on:</b> 09/23/15  |
|                                     |                      |   | <b>Updates:</b>   |
|                                     |                      |   | <b>Recommendation:</b>  |
|                                     |                      |   | <b>File 11 – Ratliff</b>  |

Petition to Compel Account

|   |               |  |   |   |  |
|---|---------------|--|---|---|--|
| DOD: 10/3/12  |               | HOLLY FOLEY, Beneficiary, is Petitioner.   |   | NEEDS/PROBLEMS/COMMENTS:  |  |
|   |               |  |   |   |  |
|   |               |  |   |   |  |
| Cont. from 092914, 102714, 012615, 042715, 062915, 083115 |               | <p><b>Petitioner states</b> the trust was created 3/29/05 by Virginia Howard as Settlor and Trustee and amended and restated in its entirety on 7/4/11, and amended again on 8/12/11. Petitioner is informed and believes that <b>VICTORIA HOWARD</b> is currently the sole trustee, <b>VAUGHN HOWARD</b> having resigned on or about 6/23/14.</p> <p>Petitioner states Virginia Howard died 10/3/12. Petitioner alleges the value of the trust at her death was over \$600,000.00.</p> <p>On 5/16/14, Petitioner, through counsel, made a written request for an account of the trust. On 5/28/14, following the sale of certain real property owned by the trust, Petitioner again requested a full and complete account of the remaining assets. Petitioner is entitled to receive an account per Probate Code §16062.</p> <p>On or about 4/15/13, Petitioner received an inventory of trust assets from the trustee's former legal counsel, but has not received anything since that date. More than 60 days have elapsed since Petitioner's written request for a full account; therefore, this petition is appropriate under Probate Code §17200(b) and Petitioner requests an order of this Court instructing the trustee to deliver an account of the transactions of the trust to Petitioner.</p> |   | <p><b>Note:</b> On 10/27/14, the Court removed Victoria Howard as the trustee and appointed the Public Administrator as the successor trustee.</p> <p><u>Continued from 8/31/15.</u></p> <p><b>Status Report filed 8/28/15 by Public Administrator states</b> the Public Administrator has not had a chance to follow up on information provided by Attorney Poochigian. There is no new information to report since the last status report except that as Attorney Poochigian explained at the last hearing, his client did receive funds from the sale of the house.</p> <p><b>As of 9/24/15, nothing further has been filed.</b></p> <p><b><u>SEE ADDITIONAL PAGES</u></b></p> |  |
|   | Aff.Sub.Wit.  |  |   |   |  |
| ✓   | Verified      |  |   |   |  |
|   | Inventory     |  |   |   |  |
|   | PTC           |  |   |   |  |
|   | Not.Cred.     |  |   |   |  |
| ✓   | Notice of Hrg |  |   |   |  |
| ✓   | Aff.Mail      |  | W |   |  |
|   | Aff.Pub.      |  |   |   |  |
|   | Sp.Ntc.       |  |   |   |  |
|   | Pers.Serv.    |  |   |   |  |
|   | Conf. Screen  |  |   |   |  |
|   | Letters       |  |   |   |  |
|   | Duties/Supp   |  |   |   |  |
|   | Objections    |  |   |   |  |
|   | Video Receipt |  |   |   |  |
|   | CI Report     |  |   |   |  |
|   | 9202          |  |   |   |  |
| ✓   | Order         |  |   |   |  |
|   | Aff. Posting  |  |   |   |  |
|   | Status Rpt    |  |   |   |  |
|   | UCCJEA        |  |   |   |  |
|   | Citation      |  |   |   |  |
|   | FTB Notice    |  |   |   |  |
|   |               |  |   | Reviewed by: skc  |  |
|   |               |  |   | Reviewed on: 9/24/15  |  |
|   |               |  |   | Updates:  |  |
|   |               |  |   | Recommendation:   |  |
|   |               |  |   | File 12 - Howard  |  |



**Page 2**

**First Supplement to Petition to Compel Account filed 10/22/14 states** Attorney Gilbert Fleming continued to assist the trustees until about January 2014. Thereafter, Mr. Fleming continued to principally administer the trust from Fresno County, where the decedent resided and where both trust accounts and real property were located.

Petitioner is informed and believes that the remaining assets consist of a very small amount of money in the trust account, the trustee having depleted the account while still residing in Fresno, and the trust's interest in an investment fund.

No petition to transfer administration has been filed pursuant to § 17401 and Section 12.05 of the trust. Accordingly, administration continues to be Fresno County and venue is proper in Fresno County.

Though counsel for petitioner have repeatedly inquired as to whether the trustee has retained new counsel after Mr. Fleming withdrew in January 2014, Petitioner is informed and believes that the trustee has not, and remains unrepresented.

**SEE ADDITIONAL PAGES**

**NEEDS/PROBLEMS/COMMENTS:** The following issues with this petition remain noted for reference:

1. Petitioner states Fresno County is the proper venue pursuant to Probate Code §17005 (a)(1) (principal place of administration); however, the current trustee, Victoria Howard, resides in Red Oak, Iowa, and the most recent former trustee, Vaughn Howard, resides in Omaha, Nebraska. Petitioner resides in Fremont, CA. Need clarification as to how Fresno County, CA, is the proper venue for this petition.
2. Petitioner provides the names and addresses of the beneficiaries, but does not state if these are all of the people entitled to notice pursuant to Probate Code §17201. Need clarification.
3. Petitioner mentions receipt of an inventory from the "Trustee's former legal counsel." Pursuant to Probate Code §1214, if the trustee is currently represented, notice is required to be served on the attorney, and Probate Code §17203 requires 30 days' notice.

The Court may require clarification as to how Petitioner knows that the trustee is no longer represented by the attorney who provided the inventory, and may require continuance for notice to the attorney for the trustee, if any.

**Note:** The trust and amendments were prepared by Attorney Gilbert B. Fleming of Fresno, CA. Is this the attorney that served the inventory? If so, is this the basis for venue in Fresno?

**Note: Probate Code §17002 states:**

17002. (a) The principal place of administration of the trust is the usual place where the day-to-day activity of the trust is carried on by the trustee or its representative who is primarily responsible for the administration of the trust.

(b) If the principal place of administration of the trust cannot be determined under subdivision (a), it shall be determined as follows:

(1) If the trust has a single trustee, the principal place of administration of the trust is the trustee's residence or usual place of business.

(2) If the trust has more than one trustee, the principal place of administration of the trust is the residence or usual place of business of any of the cotrustees as agreed upon by them or, if not, the residence or usual place of business of any of the cotrustees.

If Mr. Fleming withdrew as counsel for the trustees, how did administration of the trust continue in Fresno without him? Pursuant to Probate Code §17002, the principal place of administration follows the trustee.

§17400 applies to trusts that are already before the Court. That is not the case here, and the trust section referenced does not appear to require petition to the Court for transfer. The trust has never been before this Court.

If Mr. Fleming's former representation of the trustee is the basis for Fresno as venue, Mr. Fleming is entitled to Notice of Hearing on Mr. Fleming at least 30 days prior to the hearing pursuant to §17203 and §1214.

Attorney Boyajian, Thomas M. (for Petitioner Jo Anne M. Ling, Executor)

## Report of Sale and Petition for Order Confirming Sale of Real Property

|   |   |  |   |
|---|---|--|---|
| <b>DOD: 12/20/2014</b>                            | <b>JO ANNE M. LING</b> , daughter and Executor appointed on 3/11/2015 with Full IAEA authority without bond, is Petitioner.   |  | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><b>Continued from 8/24/2015.</b> Minute Order states matter continued due to the service issue with regard to Wells Fargo Bank.<br><br><b>The following issue from the last hearing remains:</b><br><br>1. Need proof of 15 days' mailed service of Notice of Hearing with a copy of the Report of Sale and Petition for Order Confirming Sale for <b>WELLS FARGO BANK</b> , per the Request for Special Notice filed 7/13/2015 pursuant to Probate Code §§ 10308(c), 1220(a)(2)(B), 1250 and 1252(a).<br><br><b>Note:</b> Affidavit of Posting was not completed pursuant to Probate Code § 10308(c), nor was notice served to the purchasers of the real property pursuant to Probate Code §§ 1220 and 10308(c). However, Probate Code § 10503 makes clear that sales under independent administration authority are not subject to the statutory requirements that apply to the Court confirmation of a real property sale. |
|   | Sale Price - <b>\$339,000.00</b><br>Overbid - <b>\$356,450.00</b>   |  |   |
| <b>Cont. from 082415</b>                          | Appraisal - <b>\$310,000.00</b><br>(completed 7/7/2015)   |  |   |
| <input type="checkbox"/> Aff.Sub.Wit.             | Property - <b>8236 Yearling Way Jurupa Valley*, CA</b><br>(*property address is actually Riverside, CA, in legal description; Jurupa Valley became municipality in 2011 and deed will reflect Jurupa Valley at title change;) |  |   |
| <input checked="" type="checkbox"/> Verified      | Publication - <b>Business Journal</b>   |  |   |
| <input checked="" type="checkbox"/> Inventory     | Buyers - <b>Isidro Juarez and Gabriela Juarez, as husband and wife, [as community prop.]</b>  |  |   |
| <input type="checkbox"/> PTC                      | Broker - <b>\$16,950.00</b><br>(5% payable 2.5% to Keller-Williams Norco @ \$8,475.00 and 2.5% to Keller-Williams Riverside @ \$8,475.00;)  |  |   |
| <input type="checkbox"/> Not.Cred.                | Bond - <b>No bond</b> has been posted and no additional bond is needed.   |  |   |
| <input checked="" type="checkbox"/> Notice of Hrg |   |  |   |
| <input checked="" type="checkbox"/> Aff.Mail      | W/O   |  |   |
| <input checked="" type="checkbox"/> Aff.Pub.      |   |  |   |
| <input type="checkbox"/> Sp.Ntc.                  |   |  |   |
| <input type="checkbox"/> Pers.Serv.               |   |  |   |
| <input type="checkbox"/> Conf. Screen             |   |  |   |
| <input type="checkbox"/> Letters                  | 031315  |  |   |
| <input type="checkbox"/> Duties/Supp              |   |  |   |
| <input type="checkbox"/> Objections               |   |  |   |
| <input type="checkbox"/> Video Receipt            |   |  |   |
| <input type="checkbox"/> CI Report                |   |  |   |
| <input type="checkbox"/> 9202                     |   |  |   |
| <input checked="" type="checkbox"/> Order         |   |  |   |
| <input type="checkbox"/> Aff. Posting             | N/A   |  |   |
| <input type="checkbox"/> Status Rpt               |   |  |   |
| <input type="checkbox"/> UCCJEA                   |   |  |   |
| <input type="checkbox"/> Citation                 |   |  |   |
| <input type="checkbox"/> FTB Notice               |   |  |   |
|   |   |  | <b>Reviewed by:</b> LEG   |
|   |   |  | <b>Reviewed on:</b> 9/23/15   |
|   |   |  | <b>Updates:</b>   |
|   |   |  | <b>Recommendation:</b>  |
|   |   |  | <b>File 13 – Cambio</b>   |

**14 Willie Mae Pizzio (Estate) Case No. 15CEPR00107****Attorney Kruthers, Heather H (for Public Administrator)****Petition for Instruction and Authorization Regarding Sale of Real Property Belonging to the Estate**

|  |  |   |
|--|--|---|
| <b>DOD: 10/01/2014</b>                                   | <b>PUBLIC ADMINISTRATOR</b> , is petitioner.   | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br>1. It appears that Petitioner should have used the Mandatory Judicial Council Form DE-260 for Report of Sale and Petition for Order to Confirm Sale of Real Property and follow the required process pursuant to Probate Code section 10300 et seq. confirming sale of real property, including publication and reappraisal. |
|  | Property: 109 W. Eden Fresno, Ca.  |   |
|  | <b>Petition states:</b> the Public Administrator was appointed successor administrator of this estate by minute order on 04/13/2015. The Public Administrator had the property appraised by the Court appointed referee and the appraisal was filed 05/13/2015. The value given to the real property was \$45,000.00 as of the date of death on 10/01/2014. The probate referee was informed that the condition of both the exterior and interior is poor. In addition, the roof leaks. He was also furnished with both interior and exterior photos of the residence.   |   |
| <b>Cont. from</b>  | The Public Administrator found a buyer for the property and a Notice of Proposed Action was filed on 06/03/2015. Two written objections were filed to the sale. The objectors were Linda Graves and Clifford Randolph. Linda Graves' attorney informed County Counsel that Linda Graves objected to the buyer being one of the real property agents involved in the sale. Clifford Randolph informed County Counsel that he felt the price was too low and the family did not want to sell the property. When the Public Administrator spoke with Steven Randolph, he stated that he also felt the price was too low and that it should be \$70,000. |   |
| <input type="checkbox"/> <b>Aff.Sub.Wit.</b>             |  |   |
| <input checked="" type="checkbox"/> <b>Verified</b>      |  |   |
| <input checked="" type="checkbox"/> <b>Inventory</b>     |  |   |
| <input type="checkbox"/> <b>PTC</b>                      |  |   |
| <input type="checkbox"/> <b>Not.Cred.</b>                |  |   |
| <input checked="" type="checkbox"/> <b>Notice of Hrg</b> |  |   |
| <input checked="" type="checkbox"/> <b>Aff.Mail</b>      | w/   |   |
| <input type="checkbox"/> <b>Aff.Pub.</b>                 |  |   |
| <input type="checkbox"/> <b>Sp.Ntc.</b>                  |  |   |
| <input type="checkbox"/> <b>Pers.Serv.</b>               |  |   |
| <input type="checkbox"/> <b>Conf. Screen</b>             |  |   |
| <input type="checkbox"/> <b>Letters</b>                  |  |   |
| <input type="checkbox"/> <b>Duties/Supp</b>              |  |   |
| <input type="checkbox"/> <b>Objections</b>               |  |   |
| <input type="checkbox"/> <b>Video Receipt</b>            |  |   |
| <input type="checkbox"/> <b>CI Report</b>                |  |   |
| <input type="checkbox"/> <b>9202</b>                     |  |   |
| <input checked="" type="checkbox"/> <b>Order</b>         | The Public Administrator has obtained new buyers, Joaquin Reyes and Elvia Hernandez, who wish to buy the real property as joint tenants. Their offer is \$45,000, and they have made a deposit of \$1,000.   |   |
| <input type="checkbox"/> <b>Aff. Posting</b>             |  | <b>Reviewed by:</b> LV  |
| <input type="checkbox"/> <b>Status Rpt</b>               |  | <b>Reviewed on:</b> 09/23/2015  |
| <input type="checkbox"/> <b>UCCJEA</b>                   |  | <b>Updates:</b>   |
| <input type="checkbox"/> <b>Citation</b>                 |  | <b>Recommendation:</b>  |
| <input type="checkbox"/> <b>FTB Notice</b>               | The sale of the subject real property is necessary in order to pay the costs of administration and to pay fees. It was the Public Administrator's plan to sell the property, pay the fees and costs, and to distribute the residual proceeds to the heirs.<br><br>Wherefore, petitioner pays:<br>1. The Court authorize the petitioner to sell the real property over the heirs' objections; and<br>2. For such other orders as the court may deem proper.   | <b>File 14 – Pizzio</b>   |

Petitioner

Padilla, Henry Michael, Jr. (Pro Per – Son – Petitioner)

Petition for Letters of Administration; Authorization to Administer Under IAEA

(Prob. C. 8002, 10450)

|  |                      |  |   |   |
|--|----------------------|--|---|---|
| <b>DOD: 12/7/14</b>                      |                      | <b>HENRY MICHAEL PADILLA, JR.,</b> Son, is<br>Petitioner and requests appointment as<br>Administrator with Full IAEA without bond.<br><br>All heirs waive bond.<br><br>Full IAEA – ok<br><br>Decedent died intestate<br><br>Residence: Fresno<br>Publication: Business Journal<br><br>Estimated value of estate:<br>Personal property: \$1,000.00<br>Real property: \$155,000.00<br>Total: \$156,000.00<br><br>Probate Referee: Rick Smith | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><u>Continued from 5/4/15, 7/20/15, 8/31/15</u><br><br><u>SEE PAGE 2</u><br><br><b>Note:</b> If granted, the Court will set<br>status hearings as follows:<br><br><ul style="list-style-type: none"> <li>Monday, February 29, 2016 for<br/>filing the Inventory and<br/>Appraisal</li> <li>Monday, January 9, 2017 for<br/>filing the first account or<br/>petition for final distribution.</li> </ul> If the proper items are filed prior<br>to the status hearing dates<br>pursuant to Local Rule 7.5, the<br>status hearings may come off<br>calendar. |   |
|  |                      |  |   |   |
|  |                      |  |   |   |
|  |                      |  |   |   |
| <b>Cont. from 050415, 072015, 083115</b> |                      |  |   |   |
| <input type="checkbox"/>                 | <b>Aff.Sub.Wit.</b>  |  |   |   |
| <input checked="" type="checkbox"/>      | <b>Verified</b>      |  |   |   |
| <input type="checkbox"/>                 | <b>Inventory</b>     |  |   |   |
| <input type="checkbox"/>                 | <b>PTC</b>           |  |   |   |
| <input type="checkbox"/>                 | <b>Not.Cred.</b>     |  |   |   |
| <input type="checkbox"/>                 | <b>Notice of Hrg</b> |  |   | x |
| <input type="checkbox"/>                 | <b>Aff.Mail</b>      |  |   | x |
| <input checked="" type="checkbox"/>      | <b>Aff.Pub.</b>      |  |   |   |
| <input type="checkbox"/>                 | <b>Sp.Ntc.</b>       |  |   |   |
| <input type="checkbox"/>                 | <b>Pers.Serv.</b>    |  |   |   |
| <input type="checkbox"/>                 | <b>Conf. Screen</b>  |  |   |   |
| <input checked="" type="checkbox"/>      | <b>Letters</b>       |  |   |   |
| <input checked="" type="checkbox"/>      | <b>Duties/Supp</b>   |  |   |   |
| <input type="checkbox"/>                 | <b>Objections</b>    |  |   |   |
| <input type="checkbox"/>                 | <b>Video Receipt</b> |  |   |   |
| <input type="checkbox"/>                 | <b>CI Report</b>     |  |   |   |
| <input type="checkbox"/>                 | <b>9202</b>          |  |   |   |
| <input checked="" type="checkbox"/>      | <b>Order</b>         |  |   |   |
| <input type="checkbox"/>                 | <b>Aff. Posting</b>  |  |   |   |
| <input type="checkbox"/>                 | <b>Status Rpt</b>    |  |   |   |
| <input type="checkbox"/>                 | <b>UCCJEA</b>        |  |   |   |
| <input type="checkbox"/>                 | <b>Citation</b>      |  |   |   |
| <input type="checkbox"/>                 | <b>FTB Notice</b>    |  |   |   |
|  |                      |  | <b>Reviewed by:</b> skc   |   |
|  |                      |  | <b>Reviewed on:</b> 9/24/15   |   |
|  |                      |  | <b>Updates:</b>   |   |
|  |                      |  | <b>Recommendation:</b>  |   |
|  |                      |  | <b>File 15 - Padilla</b>  |   |

## Page 2 - NEEDS/PROBLEMS/COMMENTS:

Examiner Notes previously noted the following issue:

1. Declaration of Michelle Nino filed 8/17/15 states she is one of two children of the decedent and waives NOTICE and also waives ANY INTEREST in the estate.

Ms. Nino's declaration appears to be an irrevocable disclaimer of interest as discussed in Probate Code §§ 265, 275 et seq.

Pursuant to Probate Code §282, a disclaimer, when effective, is irrevocable and binding, and the disclaimed interest shall descend to the issue of the disclaimant as if the disclaimant had predeceased the decedent.

Therefore, need clarification: Does Ms. Nino have issue that will now be heir(s) to her share of the estate? If so, need their information pursuant to #8 of the petition, and need waivers of bond from them. Note that bond cannot be waived if there are minor heirs.

On 9/22/15, Petitioner filed a noting that Probate Code §282(b)(1) contains an exception to the above-referenced situation, and states that if the beneficiary is not treated as having predeceased the decedent, there is no problem or issue as suggested and the case can go forward with his appointment as administrator and the probate case can proceed to its proper completion.

Examiner notes as follows:

**§282(b)(1) states:**

(b) Notwithstanding subdivision (a), where the disclaimer is filed on or after January 1, 1985:

(1) The beneficiary is not treated as having predeceased the decedent for the purpose of determining the generation at which the division of the estate is to be made under Part 6 (commencing with Section 240) or other provision of a will, trust, or other instrument.

**§240 states:**

240. If a statute calls for property to be distributed or taken in the manner provided in this section, the property shall be divided into as many equal shares as there are living members of the nearest generation of issue then living and deceased members of that generation who leave issue then living, each living member of the nearest generation of issue then living receiving one share and the share of each deceased member of that generation who leaves issue then living being divided in the same manner among his or her then living issue.

**This exception has to do with level of division of shares, and not with who is entitled to take pursuant to disclaimers.**

As explained in the annotated code commentary: This provision is designed to prevent an heir from disclaiming for the purpose of increasing the share of his or her line at the expense of the other line of descendants. For example: If the decedent had two children, one deceased with one child, and the other living with three children, the level of division remains at the child level (one-half shares). If the living child disclaims, the division remains in one-half shares, and does not revert to one-quarter shares because of the disclaimer at the expense of the child of the deceased heir. The deceased child's heir would still be entitled to his parent's one-half share, and the disclaimant's three children would then split their parent's one-half share.

Therefore, the section Petitioner cites does not apply to Petitioner's situation, and the issue above remains noted. If Ms. Nino's declaration is deemed a disclaimer by the Court, then need information regarding her issue for #8 of the petition and waivers of bond from all new heirs, or bond of \$156,000.00.

Petitioner Andres Alfonso Cobarubias (Pro Per – Brother – Petitioner)

## Petition for Appointment of Guardian of the Person (Prob. Code §1510)

|                                     |               |  |  |
|-------------------------------------|---------------|--|--|
|                                     |               | TEMPORARY EXPIRES 8/31/15; extended to<br>9/28/2015          | NEEDS/PROBLEMS/COMMENTS:<br><br><b>Continued from 8/31/2015.</b><br><i>Minute Order</i> states examiner notes are provided to the petitioner. The Court notes that Roberto Reyes is Carlos Reyes' brother, and Roberto is 22 years of age. Matter is continued to 9/28/2015. The Court extends the temporary one last time to 9/28/2015.   |
|                                     |               | ANDRES ALFONSO COBARUBIAS, Brother, is Petitioner.           |  |
| Cont. from 061515, 072015, 083115   |               | Please see Petition for details                              | <ol style="list-style-type: none"> <li>1. Need proof of service of Notice of Hearing with a copy of the petition at least 15 days prior to the hearing <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: <ul style="list-style-type: none"> <li>- Paternal Grandfather</li> <li>- Paternal Grandmother</li> </ul> </li> <li>2. <i>Proof of Service of the Notice of Hearing</i> filed 9/17/2015 shows notice was served on 9/15/2015, which is only 13 days' notice rather than 15 days prior to hearing as required.</li> </ol> |
|                                     |               | Court Investigator Jennifer Young filed a report on 7/13/15. |  |
| <input type="checkbox"/>            | Aff.Sub.Wit.  |  |  |
| <input checked="" type="checkbox"/> | Verified      |  |  |
| <input type="checkbox"/>            | Inventory     |  |  |
| <input type="checkbox"/>            | PTC           |  |  |
| <input type="checkbox"/>            | Not.Cred.     |  |  |
| <input checked="" type="checkbox"/> | Notice of Hrg |  |  |
| <input checked="" type="checkbox"/> | Aff.Mail      |  |  |
| <input type="checkbox"/>            | Aff.Pub.      |  |  |
| <input type="checkbox"/>            | Sp.Ntc.       |  |  |
| <input checked="" type="checkbox"/> | Pers.Serv.    | w/   |  |
| <input checked="" type="checkbox"/> | Conf. Screen  |  |  |
| <input checked="" type="checkbox"/> | Letters       |  |  |
| <input checked="" type="checkbox"/> | Duties/Supp   |  |  |
| <input type="checkbox"/>            | Objections    |  |  |
| <input type="checkbox"/>            | Video Receipt |  |  |
| <input checked="" type="checkbox"/> | CI Report     |  |  |
| <input checked="" type="checkbox"/> | Clearances    |  |  |
| <input checked="" type="checkbox"/> | Order         |  |  |
| <input type="checkbox"/>            | Aff. Posting  |  |  |
| <input type="checkbox"/>            | Status Rpt    |  |  |
| <input checked="" type="checkbox"/> | UCCJEA        |  |  |
| <input type="checkbox"/>            | Citation      |  |  |
| <input type="checkbox"/>            | FTB Notice    |  |  |
|                                     |               |  | Reviewed by: LEG for skc   |
|                                     |               |  | Reviewed on: 9/23/15   |
|                                     |               |  | Updates:   |
|                                     |               |  | Recommendation:  |
|                                     |               |  | File 16 - Reyes  |

## Petition for Letters of Administration

|  |                      |   |   |
|--|----------------------|---|---|
| <b>DOD: 6/5/06</b>   |                      | <b>JAIME MICHAEL GONZALEZ</b> , Son, is Petitioner and requests appointment as Executor with Full IAEA without bond.<br><br>Full IAEA – need publication<br><br>Decedent died intestate<br><br>Residence: Reedley, CA<br>Publication: Need publication<br><br>Estimated value of estate: unclear<br><br>Probate Referee: Steven Diebert | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><u><b>OFF CALENDAR</b></u><br><br>Amended petition filed 9/24/15 is set for 11/4/15.<br><br>The following issues from the last hearing remain:<br><br><u><b>Need amended petition based on, but not limited to, the following issues:</b></u><br><br>1. Petitioner does not indicate in the caption that he is seeking authorization to administer under the Independent Administration of Estates Act (IAEA); however, Petitioner checked box #2c requesting full authority under IAEA.<br><br>2. Petitioner requests appointment as executor, but indicates that the decedent died intestate. If there is no will, then it appears Petitioner should request appointment as Administrator, not Executor.<br><br>3. The petition is unclear at #3c re character and estimated value of estate. Petitioner indicates the figure "270,00" at both annual income and real property.<br><br>4. The petition is blank at #3d re petitioner's request to waive bond.<br><br>5. Petitioner states at #5a(2)(b) that the decedent's spouse is deceased. Need date of death of deceased spouse pursuant to Local Rule 7.1.1.D.<br><u><b>SEE ADDITIONAL PAGES</b></u> |
|  |                      |   |   |
|  |                      |   |   |
| <b>Cont. from 070615, 081715</b>   |                      |   |   |
| <input type="checkbox"/>   | <b>Aff.Sub.Wit.</b>  |   |   |
| <input checked="" type="checkbox"/>  | <b>Verified</b>      |   |   |
| <input type="checkbox"/>   | <b>Inventory</b>     |   |   |
| <input type="checkbox"/>   | <b>PTC</b>           |   |   |
| <input type="checkbox"/>   | <b>Not.Cred.</b>     |   |   |
| <input type="checkbox"/>   | <b>Notice of Hrg</b> |   |   |
| <input type="checkbox"/>   | <b>Aff.Mail</b>      | X   |   |
| <input type="checkbox"/>   | <b>Aff.Pub.</b>      | X   |   |
| <input type="checkbox"/>   | <b>Sp.Ntc.</b>       |   |   |
| <input type="checkbox"/>   | <b>Pers.Serv.</b>    |   |   |
| <input type="checkbox"/>   | <b>Conf. Screen</b>  |   |   |
| <input checked="" type="checkbox"/>  | <b>Letters</b>       |   |   |
| <input checked="" type="checkbox"/>  | <b>Duties/Supp</b>   |   |   |
| <input type="checkbox"/>   | <b>Objections</b>    |   |   |
| <input type="checkbox"/>   | <b>Video Receipt</b> |   |   |
| <input type="checkbox"/>   | <b>CI Report</b>     |   |   |
| <input type="checkbox"/>   | <b>9202</b>          |   |   |
| <input checked="" type="checkbox"/>  | <b>Order</b>         |   |   |
| <input type="checkbox"/>   | <b>Aff. Posting</b>  |   |   |
| <input type="checkbox"/>   | <b>Status Rpt</b>    |   |   |
| <input type="checkbox"/>   | <b>UCCJEA</b>        |   |   |
| <input type="checkbox"/>   | <b>Citation</b>      |   |   |
| <input type="checkbox"/>   | <b>FTB Notice</b>    |   |   |
| Reviewed by: LEG for skc<br>Reviewed on: 9/23/15<br>Updates: 9/24/15<br>Recommendation:<br>File 18 - Hernandez |                      |   |   |



Page 2

**NEEDS/PROBLEMS/COMMENTS (CONT'D):**

6. The petition is blank at #5a(3) and (4). Was the decedent survived by a registered domestic partner or no registered domestic partner?
7. The petition is blank at #5a(7) and (8). Was the decedent survived by issue of a predeceased child or no issue of a predeceased child?
8. Petitioner lists a Frances Lopez at #8, but does not state her relationship to the decedent. Note: if there are any other relatives or heirs, they should also be listed, with their relationship to the decedent, at #8. If deceased, list their dates of death.
9. Need publication pursuant to Probate Code §8120 and Local Rule 7.9.
10. Need Notice of Petition to Administer Estate.
11. Need proof of service of Notice of Petition to Administer Estate at least 15 days prior to the hearing pursuant to Probate Code §8110 on Frances Lopez and any other persons entitled to notice. (Note: If there are any others, they should be listed, along with their relationship to the decedent, at #8.)
12. Need waiver of bond from Frances Lopez and any others heirs. Note: See #3 above for clarification re amount of appropriate bond.
13. This petition was filed with a fee waiver. If assets are distributed pursuant to this proceeding, all filing and court fees will be due.

**Note:** If an amended petition is filed, please properly tumble the documents pursuant to Cal. Rule of Court 2.134.

**Note:** If granted, the Court will set status hearings as appropriate for the filing of bond, the filing of the Inventory and Appraisal pursuant to Probate Code §8800, and the filing of the first account or petition for final distribution pursuant to Probate Code §12200. At this time, dates are not provided since it does not appear the petition is in a condition to go forward.

**19 Zachery Ruffner (GUARD/P) Case No. 15CEPR00646**  
**Attorney:** Walters, Jennifer L. (for Jana Todd – Maternal Aunt – Petitioner)  
**Objector:** Ruffner, Brian (pro per)

**Petition for Appointment of Guardian of the Person (Prob. Code §1510)**

|                                     |               |                                     |   |  |
|-------------------------------------|---------------|-------------------------------------|---|--|
|                                     |               |                                     | <b>TEMP EXPIRES 9/28/15</b>                                 | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |
|                                     |               |                                     | <b>JANA TODD</b> , Maternal Aunt, is Petitioner.            | 1. Need proof of service of the Objections of Brian Ruffner on:<br>a. Jennifer Walters (attorney for Jana Todd)<br>b. Jana Todd (petitioner)<br>c. Karen Todd-Lopez (mother)<br>d. Zachary Ruffner (minor) |
|                                     |               |                                     | Please see petition for details.                            |  |
| Cont. from 083115                   |               |                                     | Court Investigator Dina Calvillo filed a report on 8/25/15. |  |
| <input type="checkbox"/>            | Aff.Sub.Wit.  |                                     | Objections of Father, Brian Ruffner filed on 9/14/15.       |  |
| <input checked="" type="checkbox"/> | Verified      |                                     |   |  |
| <input type="checkbox"/>            | Inventory     |                                     |   |  |
| <input type="checkbox"/>            | PTC           |                                     |   |  |
| <input type="checkbox"/>            | Not.Cred.     |                                     |   |  |
| <input checked="" type="checkbox"/> | Notice of Hrg |                                     |   |  |
| <input checked="" type="checkbox"/> | Aff.Mail      | <input checked="" type="checkbox"/> |   |  |
| <input type="checkbox"/>            | Aff.Pub.      |                                     |   |  |
| <input type="checkbox"/>            | Sp.Ntc.       |                                     |   |  |
| <input type="checkbox"/>            | Pers.Serv.    | <input checked="" type="checkbox"/> |   |  |
| <input checked="" type="checkbox"/> | Conf. Screen  |                                     |   |  |
| <input checked="" type="checkbox"/> | Letters       |                                     |   |  |
| <input checked="" type="checkbox"/> | Duties/Supp   |                                     |   |  |
| <input type="checkbox"/>            | Objections    |                                     |   |  |
| <input type="checkbox"/>            | Video Receipt |                                     |   |  |
| <input checked="" type="checkbox"/> | CI Report     |                                     |   |  |
| <input checked="" type="checkbox"/> | Clearances    |                                     |   |  |
| <input checked="" type="checkbox"/> | Order         |                                     |   |  |
| <input type="checkbox"/>            | Aff. Posting  |                                     |   | <b>Reviewed by:</b> skc/KT for 9/28/15<br><b>Reviewed on:</b> 9/23/15<br><b>Updates:</b><br><b>Recommendation:</b><br><b>File 19 – Ruffner</b>   |
| <input type="checkbox"/>            | Status Rpt    |                                     |   |  |
| <input checked="" type="checkbox"/> | UCCJEA        |                                     |   |  |
| <input type="checkbox"/>            | Citation      |                                     |   |  |
| <input type="checkbox"/>            | FTB Notice    |                                     |   |  |

## Petition for Appointment of Guardian of the Person

|             |               |   |  |   |  |
|-------------|---------------|---|--|---|--|
| Age: 2 mos. |               | <b><u>NO TEMPORARY REQUESTED</u></b>  |  | <b>NEEDS/PROBLEMS/COMMENTS:</b>   |  |
|             |               | <b>SHADYNE HENDERSON</b> , maternal grandmother, is Petitioner.                     |  | 1. Need <i>Notice of Hearing</i> .<br><br>2. Declarations of Due Diligence filed 09/16/15 states that the Savannah's father and paternal grandparents is unknown to the mother. If Diligence is not found, need proof of service at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Guardian of the Person</i> <u>or</u> Consent & Waiver of Notice for:<br>a. Father – <i>personal service needed</i><br>b. Paternal grandparents – <i>service by mail ok</i> |  |
|             |               | Father: <b>UNKNOWN</b> – <i>Declaration of Due Diligence filed 09/16/15</i>         |  |   |  |
| Cont. from  |               | Mother: <b>KELLIE HARRIS</b> – <i>Consent &amp; Waiver of Notice filed 09/16/15</i> |  |   |  |
|             | Aff.Sub.Wit.  |   | Paternal grandparents: UNKNOWN – <i>Declaration of Due Diligence filed 09/16/15</i>  |   |  |
| ✓           | Verified      |   | Maternal grandfather: DONALD HENDERSON – <i>Consent &amp; Waiver of Notice filed 09/16/15</i>  |   |  |
|             | Inventory     |   | Siblings: DAVEON HARRIS (13), KYLIE CHASE (10), AJ GOSSETT (4) – <i>Consent &amp; Waiver of Notice by Daveon Harris filed 09/16/15</i> |   |  |
|             | PTC           |   | <b>Petitioner states</b> [see Petition for details].   |   |  |
|             | Not.Cred.     |   | <b>Court Investigator Samantha Henson</b> filed a report on 09/22/15.  |   |  |
|             | Notice of Hrg | x   |  |   |  |
|             | Aff.Mail      | x   |  |   |  |
|             | Aff.Pub.      |   |  |   |  |
|             | Sp.Ntc.       |   |  |   |  |
|             | Pers.Serv.    | n/a   |  |   |  |
| ✓           | Conf. Screen  |   |  |   |  |
| ✓           | Letters       |   |  |   |  |
| ✓           | Duties/Supp   |   |  |   |  |
|             | Objections    |   |  |   |  |
|             | Video Receipt |   |  |   |  |
| ✓           | CI Report     |   |  |   |  |
|             | 9202          |   |  |   |  |
| ✓           | Order         |   |  |   |  |
|             | Aff. Posting  |   |  |   |  |
|             | Status Rpt    |   |  |   |  |
| ✓           | UCCJEA        |   |  |   |  |
|             | Citation      |   |  |   |  |
|             | FTB Notice    |   |  |   |  |
|             |               |   |  | Reviewed by: JF   |  |
|             |               |   |  | Reviewed on: 09/23/15   |  |
|             |               |   |  | Updates:  |  |
|             |               |   |  | Recommendation:   |  |
|             |               |   |  | File 20 – Henderson   |  |

Petitioner

Gonzalez, Juan Arellano (pro per – maternal grandfather/Petitioner)

Petitioner

Gonzalez, Maria G. (pro per – maternal grandmother/Petitioner)

## Petition for Appointment of Guardian of the Person

|                                     |                      |   |  |  |  |
|-------------------------------------|----------------------|---|--|--|--|
| <b>Age: 5</b>                       |                      | <b><u>TEMPORARY EXPIRES 09/28/15</u></b>  |  | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |  |
|                                     |                      | <b>JUAN ARELLANO GONZALEZ and MARIA G. GONZALEZ</b> , maternal grandparents, are Petitioners. |  | <b>Petitioners are Spanish speaking.</b><br><br>1. Declaration Re Service Attempts on the father, Joel Jacobo, filed 09/15/15. If further notice is not dispensed with, need proof of personal service at least 15 days of Notice of Hearing with a copy of the <i>Petition for Appointment of Guardian of the Person or Consent &amp; Waiver of Notice</i> for Joel Leon Jacobo (father). |  |
|                                     |                      | Father: <b>JOEL LEON JACOBO</b> – Declaration Re Service Attempts filed 09/15/15              |  |  |  |
|                                     |                      | Mother: <b>ARIANA GONZALEZ</b> – deceased   |  |  |  |
| <b>Cont. from</b>                   |                      | Paternal grandfather: JUAN LEON – Served by mail on 08/11/15                                  |  |  |  |
| <input type="checkbox"/>            | <b>Aff.Sub.Wit.</b>  | Paternal grandmother: BERTHA JACOBO – Served by mail on 08/11/15                              |  |  |  |
| <input checked="" type="checkbox"/> | <b>Verified</b>      | <b>Petitioners state</b> [see Petition for details].  |  |  |  |
| <input type="checkbox"/>            | <b>Inventory</b>     | <b>Court Investigator Julie Negrete</b> filed a report on 09/21/15.                           |  |  |  |
| <input type="checkbox"/>            | <b>PTC</b>           | <b>Declaration Regarding Service Attempts on Natural Father of the Minor</b> filed 09/15/15.  |  |  |  |
| <input type="checkbox"/>            | <b>Not.Cred.</b>     |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>Notice of Hrg</b> |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>Aff.Mail</b>      | w/  |  |  |  |
| <input type="checkbox"/>            | <b>Aff.Pub.</b>      |   |  |  |  |
| <input type="checkbox"/>            | <b>Sp.Ntc.</b>       |   |  |  |  |
| <input type="checkbox"/>            | <b>Pers.Serv.</b>    | x   |  |  |  |
| <input checked="" type="checkbox"/> | <b>Conf. Screen</b>  |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>Letters</b>       |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>Duties/Supp</b>   |   |  |  |  |
| <input type="checkbox"/>            | <b>Objections</b>    |   |  |  |  |
| <input type="checkbox"/>            | <b>Video Receipt</b> |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>CI Report</b>     |   |  |  |  |
| <input type="checkbox"/>            | <b>9202</b>          |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>Order</b>         |   |  |  |  |
| <input type="checkbox"/>            | <b>Aff. Posting</b>  |   |  |  |  |
| <input type="checkbox"/>            | <b>Status Rpt</b>    |   |  |  |  |
| <input checked="" type="checkbox"/> | <b>UCCJEA</b>        |   |  |  |  |
| <input type="checkbox"/>            | <b>Citation</b>      |   |  |  |  |
| <input type="checkbox"/>            | <b>FTB Notice</b>    |   |  |  |  |
|                                     |                      |   |  | <b>Reviewed by:</b> JF   |  |
|                                     |                      |   |  | <b>Reviewed on:</b> 09/23/15   |  |
|                                     |                      |   |  | <b>Updates:</b>  |  |
|                                     |                      |   |  | <b>Recommendation:</b>   |  |
|                                     |                      |   |  | <b>File 21 – Leon</b>  |  |

## Petition for Probate of Will and for Letters of Administration with Will Annexed.

## Authorization to Administrator under the Independent Administration of Estates Act

|                                     |                  |   |  |
|-------------------------------------|------------------|---|--|
| DOD: 05/23/15                       |                  | <b>ROBERT L. LUTZ</b> , son, is Petitioner, and requests appointment as Administrator with Will Annexed without bond.<br><br>All heirs waive bond.<br><br>Full IAEA – OK<br><br>Will dated 12/09/05<br><br>Residence: Fresno<br>Publication: The Business Journal | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br>1. The Notice of Petition to Administer Estate filed 09/14/15 is not marked at item 4 stating that Petitioner is requesting that decedent's will be admitted to probate. Need revised Notice of Petition to Administer Estate.<br><br>2. Publication does not mention that the Petitioner is seeking to have decedent's will admitted to probate. Need revised publication.   |
| Cont. from                          |                  |   |  |
| <input type="checkbox"/>            | Aff.Sub.Wit. s/p |   |  |
| <input checked="" type="checkbox"/> | Verified         |   |  |
| <input type="checkbox"/>            | Inventory        |   |  |
| <input type="checkbox"/>            | PTC              |   |  |
| <input type="checkbox"/>            | Not.Cred.        |   |  |
| <input checked="" type="checkbox"/> | Notice of Hrg    |   |  |
| <input checked="" type="checkbox"/> | Aff.Mail w/      |   |  |
| <input checked="" type="checkbox"/> | Aff.Pub.         |   |  |
| <input type="checkbox"/>            | Sp.Ntc.          | <b>Estimated Value of the Estate:</b><br>Personal property - \$ 1,000.00<br>Real property - 275,000.00<br><b>Total - \$276,000.00</b><br><br>Probate Referee: <b>RICK SMITH</b>   | <b>Note:</b> Waiver of Bond by Helen Sprengel was signed on behalf of Ms. Sprengel by Kaye Whitney, her attorney in fact.<br><br><b>Note:</b> If the petition is granted status hearings will be set as follows:<br><br>• <b>Monday, 02/29/16 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <b>and</b><br>• <b>Monday, 12/12/16 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.<br><br>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter, the status hearing will come off calendar and no appearance will be required. |
| <input type="checkbox"/>            | Pers.Serv.       |   |  |
| <input type="checkbox"/>            | Conf. Screen     |   |  |
| <input checked="" type="checkbox"/> | Letters          |   |  |
| <input checked="" type="checkbox"/> | Duties/Supp      |   |  |
| <input type="checkbox"/>            | Objections       |   |  |
| <input type="checkbox"/>            | Video Receipt    |   |  |
| <input type="checkbox"/>            | CI Report        |   |  |
| <input type="checkbox"/>            | 9202             |   |  |
| <input checked="" type="checkbox"/> | Order            |   |  |
| <input type="checkbox"/>            | Aff. Posting     | <b>Reviewed by:</b> JF<br><b>Reviewed on:</b> 09/24/15<br><b>Updates:</b><br><b>Recommendation:</b><br><b>File 22 - Lutz</b>  |  |
| <input type="checkbox"/>            | Status Rpt       |   |  |
| <input type="checkbox"/>            | UCCJEA           |   |  |
| <input type="checkbox"/>            | Citation         |   |  |
| <input type="checkbox"/>            | FTB Notice       |   |  |

## Petition for Probate of Will for Letters Testamentary. Authorization

|  |     |   |  |
|--|-----|---|--|
| <b>DOD: 05/31/15</b>                                     |     | <b>DEANNA M. NUNN,</b><br>daughter/named alternate<br>Executor without bond, is<br>Petitioner.<br><br>Full IAEA – OK<br><br>Will dated 01/31/99<br><br>Residence: Selma<br>Publication: The Business Journal<br><br><u><b>Estimated Value of the Estate:</b></u><br>Personal property - \$ 28,260.00<br>Real property - 571,740.00<br><b>Total - \$600,000.00</b><br><br>Probate Referee: <b>STEVEN DIEBERT</b> | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br>1. Publication was in the Fresno Business Journal; however, the decedent was a resident of Selma, therefore, pursuant to Local Rule 7.9A, publication is to be in the Selma Enterprise.<br><br><u><b>Note: If the petition is granted status hearings will be set as follows:</b></u><br><br>• <b>Monday, 02/29/16 at 9:00a.m. in Dept. 303</b> for the filing of the inventory and appraisal <u>and</u><br>• <b>Monday, 12/12/16 at 9:00a.m. in Dept. 303</b> for the filing of the first account and final distribution.<br><br>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter, the status hearing will come off calendar and no appearance will be required. |
| <b>Cont. from</b>  |     |   |  |
| <input type="checkbox"/> <b>Aff.Sub.Wit.</b>             | s/p |   |  |
| <input checked="" type="checkbox"/> <b>Verified</b>      |     |   |  |
| <input type="checkbox"/> <b>Inventory</b>                |     |   |  |
| <input type="checkbox"/> <b>PTC</b>                      |     |   |  |
| <input type="checkbox"/> <b>Not.Cred.</b>                |     |   |  |
| <input checked="" type="checkbox"/> <b>Notice of Hrg</b> |     |   |  |
| <input checked="" type="checkbox"/> <b>Aff.Mail</b>      | w/  |   |  |
| <input checked="" type="checkbox"/> <b>Aff.Pub.</b>      |     |   |  |
| <input type="checkbox"/> <b>Sp.Ntc.</b>                  |     |   |  |
| <input type="checkbox"/> <b>Pers.Serv.</b>               |     |   |  |
| <input type="checkbox"/> <b>Conf. Screen</b>             |     |   |  |
| <input checked="" type="checkbox"/> <b>Letters</b>       |     |   |  |
| <input checked="" type="checkbox"/> <b>Duties/Supp</b>   |     |   |  |
| <input type="checkbox"/> <b>Objections</b>               |     |   |  |
| <input type="checkbox"/> <b>Video Receipt</b>            |     |   |  |
| <input type="checkbox"/> <b>CI Report</b>                |     |   |  |
| <input type="checkbox"/> <b>9202</b>                     |     |   |  |
| <input checked="" type="checkbox"/> <b>Order</b>         |     |   |  |
| <input type="checkbox"/> <b>Aff. Posting</b>             |     |   |  |
| <input type="checkbox"/> <b>Status Rpt</b>               |     |   |  |
| <input type="checkbox"/> <b>UCCJEA</b>                   |     |   |  |
| <input type="checkbox"/> <b>Citation</b>                 |     |   |  |
| <input type="checkbox"/> <b>FTB Notice</b>               |     |   |  |

|                              |
|------------------------------|
| <b>Reviewed by:</b> JF       |
| <b>Reviewed on:</b> 09/24/15 |
| <b>Updates:</b>              |
| <b>Recommendation:</b>       |
| <b>File 23 – Tanimoto</b>    |

## **Petition to Determine Succession to Real Property and Personal Property**

|  |   |                                  |
|--|---|----------------------------------|
| <b>DOD: 7/1/15</b>                                       | <b>MONIQUE REBECCA GARCIA</b> and<br><b>ANTHONY CRUZ RICON</b> are Petitioners.   | <b>NEEDS/PROBLEMS/COMMENTS:</b>  |
|  |   |                                  |
|  |   |                                  |
|  | 40 days since DOD.  |                                  |
| <b>Cont. from</b>  | No other proceedings.   |                                  |
| <input type="checkbox"/> <b>Aff.Sub.Wit.</b>             |   |                                  |
| <input checked="" type="checkbox"/> <b>Verified</b>      | Will dated: 6/12/15 devises entire estate in equal shares to petitioners.   |                                  |
| <input type="checkbox"/> <b>Inventory</b>                |   |                                  |
| <input type="checkbox"/> <b>PTC</b>                      | I & A                 - <b>\$145,000.00</b>   |                                  |
| <input type="checkbox"/> <b>Not.Cred.</b>                |   |                                  |
| <input checked="" type="checkbox"/> <b>Notice of Hrg</b> | <b>Petitioners request</b> Court determination that Decedent's 100% interest in real property located in Fresno and personal property consisting of furniture, furnishings and personal effects pass to them in equal shares pursuant to Decedent's Will. |                                  |
| <input checked="" type="checkbox"/> <b>Aff.Mail</b>      | W/  |                                  |
| <input type="checkbox"/> <b>Aff.Pub.</b>                 |   |                                  |
| <input type="checkbox"/> <b>Sp.Ntc.</b>                  |   |                                  |
| <input type="checkbox"/> <b>Pers.Serv.</b>               |   |                                  |
| <input type="checkbox"/> <b>Conf. Screen</b>             |   |                                  |
| <input type="checkbox"/> <b>Letters</b>                  |   |                                  |
| <input type="checkbox"/> <b>Duties/Supp</b>              |   |                                  |
| <input type="checkbox"/> <b>Objections</b>               |   |                                  |
| <input type="checkbox"/> <b>Video Receipt</b>            |   |                                  |
| <input type="checkbox"/> <b>CI Report</b>                |   |                                  |
| <input type="checkbox"/> <b>9202</b>                     |   |                                  |
| <input checked="" type="checkbox"/> <b>Order</b>         |   |                                  |
| <input type="checkbox"/> <b>Aff. Posting</b>             |   |                                  |
| <input type="checkbox"/> <b>Status Rpt</b>               |   |                                  |
| <input type="checkbox"/> <b>UCCJEA</b>                   |   |                                  |
| <input type="checkbox"/> <b>Citation</b>                 |   |                                  |
| <input type="checkbox"/> <b>FTB Notice</b>               |   |                                  |
|  |   | <b>Reviewed by: KT</b>           |
|  |   | <b>Reviewed on: 9/23/15</b>      |
|  |   | <b>Updates:</b>                  |
|  |   | <b>Recommendation: SUBMITTED</b> |
|  |   | <b>File 24 – Gardea</b>          |

Attorney LeVan, Nancy (for Petitioners Cindy Nehring and Michael Cera)  
 Attorney Bagdasarian, Gary (Court-appointed for Conservatee)

## Petition for Appointment of Temporary Conservator of the Estate

|            |               |   |   |
|------------|---------------|---|---|
|            |               | <b>TEMPORARY EXPIRES 9/28/2015</b>  | <b>NEEDS/PROBLEMS/COMMENTS:</b>                   |
|            |               | <b>CINDY NEHRING</b> , daughter, and <b>MICHAEL CERA</b> , son, are Petitioners and request appointment as Co-Conservators of the Estate with bond. | <b>OFF CALENDAR</b>                               |
|            |               |   |   |
|            |               | <i>~Please see Petition for details~</i>  | <i>Request for Dismissal</i><br>entered 9/24/2015 |
|            |               |   |   |
| Cont. from |               | Court Investigator's Supplemental Report was filed on 9/23/2015.  | Court Investigator Advised Rights on 9/11/2015.   |
|            | Aff.Sub.Wit.  |   |   |
|            | Verified      |   |   |
|            | Inventory     |   |   |
|            | PTC           |   |   |
|            | Not.Cred.     |   |   |
| ✓          | Notice of Hrg |   |   |
| ✓          | Aff.Mail      | W/  |   |
|            | Aff.Pub.      |   |   |
|            | Sp.Ntc.       |   |   |
| ✓          | Pers.Serv.    |   |   |
| ✓          | Conf. Screen  |   |   |
| ✓          | Letters       |   |   |
| ✓          | Duties/Supp   |   |   |
|            | Objections    |   |   |
| ✓          | Video Receipt |   |   |
|            | CI Report     |   |   |
|            | 9202          |   |   |
| ✓          | Order         |   |   |
|            | Aff. Posting  |   |   |
|            | Status Rpt    |   |   |
|            | UCCJEA        |   |   |
| ✓          | Citation      |   |   |
|            | FTB Notice    |   |   |
|            |               |   | Reviewed by: LEG                                  |
|            |               |   | Reviewed on: 9/23/15                              |
|            |               |   | Updates: 9/24/15                                  |
|            |               |   | Recommendation:                                   |
|            |               |   | File 25 – Cera                                    |



Petitioner  
Petitioner

Carter, Jim  
Burgess, Debra

Petition - Probate

Petition for Letters of Administration

|            |               |  |  |
|------------|---------------|--|--|
| Age:       |               |  | NEEDS/PROBLEMS/COMMENTS:   |
| DOD:       |               |  |  |
|            |               |  |  |
|            |               |  |  |
| Cont. from |               |  |  |
|            | Aff.Sub.Wit.  |  |  |
|            | Verified      |  |  |
|            | Inventory     |  |  |
|            | PTC           |  |  |
|            | Not.Cred.     |  |  |
|            | Notice of Hrg |  |  |
|            | Aff.Mail      |  |  |
|            | Aff.Pub.      |  |  |
|            | Sp.Ntc.       |  |  |
|            | Pers.Serv.    |  |  |
|            | Conf. Screen  |  |  |
|            | Letters       |  |  |
|            | Duties/Supp   |  |  |
|            | Objections    |  |  |
|            | Video Receipt |  |  |
|            | CI Report     |  |  |
|            | 9202          |  |  |
|            | Order         |  |  |
|            | Aff. Posting  |  |  |
|            | Status Rpt    |  |  |
|            | UCCJEA        |  |  |
|            | Citation      |  |  |
|            | FTB Notice    |  |  |
|            |               |  | <b><u>CONTINUED TO 10/29/15</u></b><br><b>Per request of Counsel</b> |
|            |               |  | Reviewed by:   |
|            |               |  | Reviewed on: 09/23/15  |
|            |               |  | Updates:   |
|            |               |  | Recommendation:  |
|            |               |  | File 26 – Manson   |

# 27 The Claude M. Reed & Anne E. Reed Family Trust

Case No. 15CEPR00794

Attorney: Ryan Michael Janisse (for Petitioner Gene Reed)

## Petition to Determine Interest in Property

|                   |                      |  |   |    |
|-------------------|----------------------|--|---|----|
|                   |                      | <p><b>GENE REED</b>, Trustee of the <b>CLAUDE M. REED AND ANNE E. REED FAMILY TRUST</b>, is petitioner,</p> <p><b>Petitioner alleges</b> on 8/14/1987, Claude M. Reed and Anne E. Reed created the Trust as settlors and trustees.</p> <p>Claude M. Reed died on 8/7/2001.</p> <p>Anna E. Reed died on 1/9/2015.</p> <p>As a result of Anna E. Reed's death, Petitioner became the sole trustee of the Trust.</p> <p>Settlors appear to have only partially funded the Trust. The Settlor's residence was properly in the Trust. However, the Settlor failed to transfer two accounts at Bank of the West to the Trust. Such accounts were vesting in Anne's and her son, Dennis Reed, names as joint tenants. On information and belief, the account was tiled in joint tenancy with her son for convenience only before Dennis passed away on 2/12/14. Anna never removed Dennis's name from the account, but its assets (which were all hers to begin with) passed by operation of law at Dennis's death to Anne.</p> <p>Anne's Will dated 8/14/1987 devises her entire estate to the Reed Family Trust.</p> <p><b>Petitioner prays for an Order:</b></p> <ol style="list-style-type: none"> <li>1. Confirming GENE REED as the successor trustee of the Claude M. Reed and Anna E. Reed Family Trust dated 8/14/87, is the owner of the Bank of the West Accounts.</li> <li>2. Authorizing Bank of the West to transfer these assets to Petitioner in his capacity as trustee of the Trust.</li> </ol> | <p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need Order</p> |    |
|                   |                      |  |   |    |
|                   |                      |  |   |    |
|                   |                      |  |   |    |
| <b>Cont. from</b> |                      |  |   |    |
|                   | <b>Aff.Sub.Wit.</b>  |  |   |    |
| ✓                 | <b>Verified</b>      |  |   |    |
|                   | <b>Inventory</b>     |  |   |    |
|                   | <b>PTC</b>           |  |   |    |
|                   | <b>Not.Cred.</b>     |  |   |    |
| ✓                 | <b>Notice of Hrg</b> |  |   |    |
| ✓                 | <b>Aff.Mail</b>      |  |   | W/ |
|                   | <b>Aff.Pub.</b>      |  |   |    |
|                   | <b>Sp.Ntc.</b>       |  |   |    |
|                   | <b>Pers.Serv.</b>    |  |   |    |
|                   | <b>Conf. Screen</b>  |  |   |    |
|                   | <b>Letters</b>       |  |   |    |
|                   | <b>Duties/Supp</b>   |  |   |    |
|                   | <b>Objections</b>    |  |   |    |
|                   | <b>Video Receipt</b> |  |   |    |
|                   | <b>CI Report</b>     |  |   |    |
|                   | <b>9202</b>          |  |   |    |
|                   | <b>Order</b>         |  |   | X  |
|                   | <b>Aff. Posting</b>  |  |   |    |
|                   | <b>Status Rpt</b>    |  |   |    |
|                   | <b>UCCJEA</b>        |  |   |    |
|                   | <b>Citation</b>      |  |   |    |
|                   | <b>FTB Notice</b>    |  |   |    |

**Reviewed by: KT**

**Reviewed on: 9/23/15**

**Updates:**

**Recommendation:**

**File 27 – Reed**

Petitioner Lopez, Maria R. (Pro Per – Petitioner – Maternal Aunt)

Petition for Appointment of Guardianship of the Person

|  |               |   |   |     |
|--|---------------|---|---|-----|
| Age: 16  |               | <b>TEMPORARY EXPIRES 09/28/2015</b><br><br><b>MARIA LOPEZ</b> , maternal aunt, is petitioner.<br><br><u>Please see petition for details</u> | <b>NEEDS/PROBLEMS/COMMENTS:</b><br><br><b>Minute Order of 08/24/2015:</b> Maria Lopez shows the Court a mail receipt; she is directed to properly file said receipt. Yaritza Barrera is sworn to testify and states that she personally mailed the petition to the maternal grandmother, Rebecca Michel.<br><br>1. Notice is defective as to Rebecca Michel, Maternal Grandmother, for the following reasons: <ul style="list-style-type: none"> <li>• Notice of Hearing filed 09/11/2015 is incomplete at #1. It does not list the Petitioner's name and what documents the Petitioner filed.</li> <li>• The date provided at #4 of the Notice of Hearing is for 07/27/2015 and the date that the notice was mailed to Rebecca Michel was 07/28/2015. One day after the hearing date.</li> </ul> |     |
| Cont. from 072715, 082415  |               |   |   |     |
| <input type="checkbox"/>   | Aff.Sub.Wit.  |   |   |     |
| <input checked="" type="checkbox"/>  | Verified      |   |   |     |
| <input type="checkbox"/>   | Inventory     |   |   |     |
| <input type="checkbox"/>   | PTC           |   |   |     |
| <input type="checkbox"/>   | Not.Cred.     |   |   |     |
| <input checked="" type="checkbox"/>  | Notice of Hrg |   |   |     |
| <input checked="" type="checkbox"/>  | Aff.Mail      |   |   |     |
| <input type="checkbox"/>   | Aff.Pub.      |   |   |     |
| <input type="checkbox"/>   | Sp.Ntc.       |   |   |     |
| <input type="checkbox"/>   | Pers.Serv.    |   |   | n/a |
| <input checked="" type="checkbox"/>  | Conf. Screen  |   |   |     |
| <input checked="" type="checkbox"/>  | Letters       |   |   |     |
| <input checked="" type="checkbox"/>  | Duties/Supp   |   |   |     |
| <input type="checkbox"/>   | Objections    |   |   |     |
| <input type="checkbox"/>   | Video Receipt |   |   |     |
| <input checked="" type="checkbox"/>  | CI Report     |   |   |     |
| <input type="checkbox"/>   | 9202          |   |   |     |
| <input checked="" type="checkbox"/>  | Order         |   |   |     |
| <input type="checkbox"/>   | Aff. Posting  |   |   |     |
| <input type="checkbox"/>   | Status Rpt    |   |   |     |
| <input checked="" type="checkbox"/>  | UCCJEA        |   |   |     |
| <input type="checkbox"/>   | Citation      |   |   |     |
| <input type="checkbox"/>   | FTB Notice    |   |   |     |
| Reviewed by: LV<br>Reviewed on: 09/23/2015<br>Updates:<br>Recommendation:<br>File 28 – Lopez |               |   |   |     |